

Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo		✓	✓
District 4 - Town of Hyde Park	Black	✓		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 8 - City and Town of Poughkeepsie	Brendli	✓		
District 22 - Towns of Beekman and Union Vale	Coviello	✓		
District 6 - Town of Poughkeepsie	Flesland	✓		
District 16 - Town of Fishkill and City of Beacon	Forman	✓		
District 21 - Town of East Fishkill	Horton	✓		
District 15 - Town of Wappinger	Incoronato	✓		
District 10 - City of Poughkeepsie	Jeter-Jackson	✓		
District 18 - City of Beacon and Town of Fishkill	Landisi	✓		
District 12 - Town of East Fishkill	Metzger	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 1 - Town of Poughkeepsie	Nesbitt	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver	✓		
District 9 - City of Poughkeepsie	Rieser	✓		
District 5 - Town of Poughkeepsie	Roman	✗	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano	✓		
District 20 - Town of Red Hook	Strawinski	✓		
District 24 - Towns of Dover and Union Vale	Surman	✓		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes	✓		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt	✓		
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓		
District 25 - Towns of Ardenia, Washington, Pleasant Valley	Washburn	✓		
Present: 234	Total:	23	21	1
Absent: 2				
Vacant: 0				

Date: 4/11/16

Regular Meeting
of the
Dutchess County Legislature

Monday, April 11, 2016

The Clerk of Legislature called the meeting to order at 7:00 p.m.

Roll Call by the Clerk of the Legislature

PRESENT: 24 Borchert, Miccio, Bolner, Strawinski, Black, Brendli,
Coviello, Flesland, Forman, Horton, Incoronato, Jeter-
Jackson, Landisi, Metzger, Nesbitt, Pulver, Rieser, Roman,
Sagliano, Surman, Thomes, Truitt, Tyner, Washburn

ABSENT: 0

PRESENT, LATE: 1 Amparo

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Father Kent Wilson of Immaculate Conception – Saint Patrick Parish in Amenia, followed by a moment of silent meditation.

Commendations and Proclamations

Commendation: Stanford Fire Company

Commendation: Forrest L. Cousens

Commendation: Pine Plains Girls Varsity High School
Basketball Team

Commendation: Eagle Scout Samuel Noe

Public Hearing:

Public Hearing to Review Agricultural District Number 20, 21,
22, and 23

The Clerk read the Notice of Public Hearing.

Chairman declared the public hearing open.

Harry Baldwin, Chair of Farmland Protection Board, stated that the eight-

year review was to remove former parcels that were converted to other uses. He added that any land that was viable agricultural land was eligible and that there were approximately 5,000 parcels in Dutchess County. He stated that after the resolution was adopted it would go to New York State Department of Agriculture and Markets for review and certification.

Robert Hudson, stated, "I live in the 21st Agricultural District in the Town of Pine Plains, and I purchased my agricultural property, and it has always been kept in the Ag District. I purchased my property from the County of Dutchess in a delinquent tax land sale in 1979. The county has altered the tax maps from 1979 to present to remove the road that the county of Dutchess had sold to me my property on, on Hicks Hill Road Rear in the Town of Pine Plains. It has now been removed from the tax maps. So with the two new legislative offerings that are coming up 2016072 and 2016073 selling off the properties that are no longer used for purposes of highway, I was wondering if my properties highway that the county sold to me would be removed from the tax district records."

Legislator Pulver recognized Harry Baldwin, Chairman of the Agriculture and Farmland Protection Board, for his years of service and for guiding this process. The added that the process was a combined effort of the Farmland Protection Board, Cornell Cooperative Extension, and Soil and Water Conservation Service and thanked them for all of their hard work.

No one else wishing to speak, the Chairman declared the public hearing closed.

At this time, Legislator Strawinski stated that by unanimous decision of the Democratic Caucus, she would like to pull Resolution No. 2016086, Reappointment of Marco Caviglia as Commissioner of Elections, from the agenda.

The Chairman entertained a motion from the floor, duly seconded, to suspend the rules to allow the public to address the Legislature with respect to agenda items.

Michael Polasek, LaGrange, spoke in support of Resolution 2016094 Commendation: Forrest Cousens.

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, spoke in support of Resolution 2016089, Home Rule Request - Resolution Urging New York State Legislature to Approve Senate Bill S.4338-A and Assembly Bill A.2370-B Which Legislation Would Enable Dutchess County to Regulate the Registration and Licensing of Taxicabs, Limousines and Livery Vehicles.

April Farley, Beacon spoke in support of autism awareness month and the

support it provides to the community. She also spoke in support of the appointments being made to the E-911 Maintenance Board.

No one else wishing to be heard, the Chairman entertained a motion from the floor, duly seconded, to resume the regular order of business.

Chairman Borchert entertained a motion to approve the March 2016 minutes.

The March 2016 minutes were adopted.

RESOLUTION NO. 2016070

RE: AUTHORIZING AMENDMENT OF FUNDING UNDER THE
TRADE ADJUSTMENT ASSISTANCE ACT AND THE
WORKFORCE INNOVATION & OPPORTUNITY ACT

Legislators THOMES, BOLNER, STRAWINSKI, SAGLIANO, HORTON,
TRUITT, JETER-JACKSON, and AMPARO offer the following and move its adoption:

WHEREAS, the United States Congress enacted the Trade Adjustment Assistance
(TAA) Program and Workforce Innovation and Opportunity Act of 2014 (WIOA) to provide the
framework for a unique workforce preparation and employment system designed to meet the
needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, the New York State Department of Labor has provided allocations to
Dutchess County for the operation of:

- * FY 2014 TAA funding for the period October 1, 2013, through September 30,
2016;
- * PY 2015 Title 1B WIOA Adult funding for the period of July 1, 2015 through
June 30, 2017;
- * PY 2015 Title 1B WIOA Dislocated Worker funding for the period of July 1,
2015 through June 30, 2017; and
- * PY 2015 Title 1B WIOA Admin funding for the period of July 1, 2015 through
June 30, 2017, now, therefore be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized,
empowered and directed to accept the allocation of funding under the above TAA and WIOA
Programs and amend the following accounts:

APPROPRIATIONS Increase

2014

CD6292.2014.4813	TAA Participant Funding	\$4,000
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2015

CD6292.2015.4841	T-1B WIOA Adult	\$ 893
CD6292.2015.4842	T-1B WIOA Dislocated Worker	\$ 955
CD6292.2015.4844	T-1B WIOA Admin	\$ 206

\$6,054

REVENUES Increase

2014

CD6292.2014.47910.22	TAA Participant Funding	\$4,000
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2015

CD6292.2015.47910.41	T-1B WIOA Adult	\$ 893
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CD6292.2015.47910.42	T-1B WIOA Dislocated Worker	\$ 955
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CD6292.2015.47910.44	T-1B WIOA Admin	\$ 206
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\$6,054

CA-051-16

03/14/16

G-1263

Fiscal Impact: Attached

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

4/12/2016

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 6,054

Total Current Year Revenue \$ 6,054
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laraine Kautz, Executive Director, DCWIB

Prepared On: 3-11-16

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		<i>absent</i>
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

**2016070 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE
 ADJUSTMENT ASSISTANCE ACT AND THE WORKFORCE INNOVATION &
 OPPORTUNITY ACT**

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total: 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2016070 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT AND THE WORKFORCE INNOVATION & OPPORTUNITY ACT

Date: April 11, 2016

RESOLUTION NO. 2016071

RE: REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Legislators THOMES, BOLNER, WASHBURN, PULVER, SAGLIANO, LANDISI, JETER-JACKSON, INCORONATO, HORTON, COVIELLO, NESBITT, AMPARO, and TRUITT offer the following and move its adoption:

WHEREAS, by Resolutions No. 314 of 1995, the Dutchess County Legislature did create a Veterans Affairs Committee to advise the County Legislature with respect to those matters relating to veteran affairs to consist of eight member veterans from the private sector and four County Legislators to be appointed by and serve at the pleasure of the Chairman of the County Legislature subject to confirmation by the County Legislature, and

WHEREAS, by Resolutions No. 376 of 2007 the Dutchess County Legislature did reactivate the Veterans Affairs Committee, and amend Resolution No. 314 of 1995 to assign staggered terms of two years to appointments with expiration dates of November 30th and

WHEREAS, there exists vacancies on the Veterans Affairs Committee due to the expiration of the terms of Keith O'Hanlon, Mary "Edie" Meeks, Ryan O'Sullivan and Fergal I. Foley, and

WHEREAS, Keith O'Hanlon, Mary "Edie" Meeks, Ryan O'Sullivan and Fergal I. Foley have expressed interest in being reappointed to said committee, and

WHEREAS, the Chairman has reappointed Keith O'Hanlon, Mary "Edie" Meeks, Ryan O'Sullivan and Fergal I. Foley to the Veterans Affairs Committee subject to confirmation by the Dutchess County Legislature, now therefore, be it

RESOLVED, that Keith O'Hanlon, Mary "Edie" Meeks, Ryan O'Sullivan and Fergal I. Foley are hereby reappointed to the Veterans Affairs Committee for terms ending November 30, 2017, and be it further

RESOLVED, that the reappointments of the following individuals to the Veterans Affairs Committee are hereby confirmed:

REAPPOINTMENTS

Keith O'Hanlon
466 Pine Hill Road
Pleasant Valley, NY 12569

TERM EXPIRATION

November 30, 2017

Mary "Edie" Meeks
10 Washington Avenue
Beacon, NY 12508

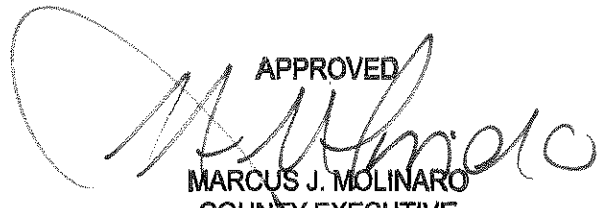
November 30, 2017

Ryan O'Sullivan
19 Maryland Avenue
Poughkeepsie, NY 12601

November 30, 2017

Fergal I. Foley
119 Dakota Drive
Hopewell Junction, NY 12533

November 30, 2017

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

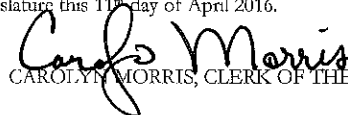
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		<i>absent</i>
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 11

Absent: 1

Vacant: 0

Resolution: ✓

Motion: —

Total : 11 0

Yes No

Abstentions: 0

2016071 REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total: 24 0
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2016071 REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Date: April 11, 2016

RESOLUTION NO. 2016072

RE: AUTHORIZING THE ADOPTION OF THE CONVEYANCE OF SURPLUS RIGHT- OF- WAY PROPERTY POLICY TO ABUTTING PROPERTY OWNERS PURSUANT TO NYS HIGHWAY LAW SECTION 118-a

Legislators PULVER, BOLNER, SAGLIANO offer the following and move its adoption:

WHEREAS, the Commissioner of Public Works has advised that the Department of Public Works wishes to institute a "Conveyance of Surplus Right of Way Property Policy" in connection with conveyances of surplus County owned right-of-way property to abutting property owners pursuant to New York State Highway Law Section 118-a, and

WHEREAS, over the years the County has acquired certain right-of-way properties in connection with highway improvement projects, such as relocations, widening projects, straightening of curves, and drainage projects, and

WHEREAS, the County now has these various surplus right-of-way properties along County highways, that are no longer needed for highway purposes, and

WHEREAS, New York State Highway Law Section 118-a gives the County the authority to abandon these various surplus right-of-way properties to abutting property owners upon the recommendation of the County Superintendent of Highways or the Commissioner of Public Works, and

WHEREAS, the County on occasion receives requests from individual property owners, businesses, and corporations who own abutting property to the right-of-way property owned by the County, and they wish to obtain such property from the County, and

WHEREAS, the Department of Public Works hereby recommends and offers the attached policy to be implemented for conveyance of surplus right-of-way property to abutting property owners in accordance with New York State Highway Law Section 118-a, now therefore, be it


RESOLVED, that this Legislature hereby approves and adopts the Conveyance of Surplus Right-of-Way Property Policy to be implemented when the Department of Public Works wishes to convey surplus right-of-way to abutting property owners in accordance with New York State Highway Law Section 118-a.

CA-048-16 CAB/kvh/G-0188
03/10/16 Fiscal Impact: See attached statement

STATE OF NEW YORK

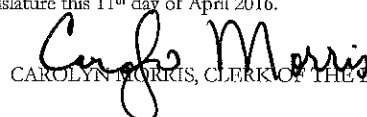
ss:

COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

D.5020.26600 - Sales of Real Property

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

The proposed standardization of the policy for conveyance of surplus right-of-way ensures that the County will receive fair market value for each parcel conveyed to abutting property owners and that the County will not be responsible for any of the costs associated with the transfer.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 3/7/16

Dutchess County
Conveyance of Surplus Right-of-Way Policy

Dutchess County through the Department of Public Works establishes a Policy to Convey Surplus Highway Right-of-Way:

1. As a result of highway relocations, widening projects, straightening of curves, drainage projects, or other highway improvements, Dutchess County owns property formerly used for highway purposes along county highways that is no longer needed for highway purposes (“surplus property” or “surplus right-of-way”).
2. Dutchess County can convey such surplus property to abutting property owners pursuant to NYS Highway Law Section 118-a.
3. Dutchess County shall consider conveying surplus property to an abutting property owner, only upon written request from said owner in accordance with this policy.
4. Dutchess County shall convey surplus property to an abutting owner via sale at fair market value, as determined by an independent appraiser who is licensed to appraise real property in New York State.
5. The abutting property owner to whom surplus property is being conveyed shall be required to pay for said appraisal and deliver the appraisal to the County Attorney.
6. The abutting property owner to whom a property is being conveyed shall be required to provide to the County Attorney a boundary survey, including metes and bounds description of the surplus property to be conveyed. The survey shall be prepared by a Surveyor licensed to practice in New York State. The cost of the survey and metes and bounds description shall be the expense of the abutting property owner.

7. The Dutchess County Department of Public Works will submit a resolution request to the Dutchess County Legislature requesting authorization to convey the surplus property to the abutting property owner. The resolution request will be accompanied by a written statement from the Public Works Commissioner or County Highway Superintendant indicating that the surplus property is not required for highway purposes and a recommendation that the property be conveyed in accordance with NYS Highway Law Section 118-a and this policy. In addition, the resolution request shall be accompanied by a written statement from the County Attorney indicating that the requirements of New York State Highway Law Section 118-a and this policy have been satisfied, and the surplus property can be conveyed in accordance with same.
8. The abutting property owner to whom surplus property is being conveyed shall be required to pay for all fees, taxes, and other expenses related to transfer of title.
9. The abutting property owner to whom surplus property is being conveyed shall be required to enter into a purchase agreement in a form satisfactory to the County Attorney.
10. In the event that there are extenuating circumstances whereby the fair market value of the surplus property is diminished, or it is deemed in the best interest of the County to offer the surplus property for an amount lower than the appraised fair market value; the Commissioner of Public Works or the County Highway Superintendant will include a written statement justifying that recommendation with the resolution request. The County Attorney will submit a written statement endorsing the Commissioner or County Highway Superintendant's recommendation.

This policy was adopted by the Dutchess County Legislature on _____ pursuant to Resolution No. 2016xxx.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes <u>0</u>
Vacant: <u>0</u>		No <u>0</u>

2016072 AUTHORIZING THE ADOPTION OF THE CONVEYANCE OF SURPLUS RIGHT-OF-WAY PROPERTY POLICY TO ABUTTING PROPERTY OWNERS PURSUANT TO NYS HIGHWAY LAW SECTION 118-a

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 24 0

Yes No

Abstentions: 0

2016072 AUTHORIZING THE ADOPTION OF THE CONVEYANCE OF SURPLUS RIGHT-OF-WAY PROPERTY POLICY TO ABUTTING PROPERTY OWNERS PURSUANT TO NYS HIGHWAY LAW SECTION 118-a

Date: April 11, 2016

RESOLUTION NO. 2016073

RE: AUTHORIZING THE ADOPTION OF THE MINIMUM RIGHT OF WAY
OFFER POLICY TO PROPERTY OWNERS FOR THE ACQUISITION OF
PRIVATE PROPERTY OR RIGHTS TO PRIVATE PROPERTY TO
COMPLETE A PUBLIC IMPROVEMENT PROJECT

Legislators PULVER, MICCIO, BOLNER, and SAGLIANO offer the following
and move its adoption:

WHEREAS, the Commissioner of Public Works has advised that the Department
of Public Works wishes to institute a "Minimum Right of Way Offer Policy" in connection with
the acquisition of private property or rights to private property for public improvement projects,
and

WHEREAS, the process employed by the County to acquire such private property
or rights is specified by NYS Eminent Domain Procedure Law (EDPL), and is followed
regardless of the funding of the project, and

WHEREAS, the EDPL requires a property owner to be compensated for the "best
and highest value" of the property or property rights to be acquired based upon an independent
appraisal of the property and said appraisal is to be performed by a NYS licensed real estate
appraiser, and

WHEREAS, there are times that the property sought is small thus the appraised
value of such small parcels can be very low, and it is not uncommon for said appraised value to
be less than \$100, and

WHEREAS, part of the EDPL process is to contact the property owner and
present the property owner an offer based on the appraisal, the property owner has the choice to
accept or refuse the said offer and the property owner may deem the amount offered too low to
justify the time to complete the acquisition process, and

WHEREAS, if the property owner refuses the offer, the County is then compelled
to initiate a condemnation proceeding in order to obtain the property or property rights, and

WHEREAS, condemnation proceedings can be a time-consuming and costly
process as well as foster an unfavorable opinion of government among property owners, and by
instituting a minimum right of way offer policy, the County may avoid potential condemnation
proceedings, and


WHEREAS, the benefits of the minimum right of way offer has been recognized
by other municipal entities throughout New York State, and

WHEREAS, the Department of Public Works hereby recommends and offers the attached as the Minimum Offer Policy to be adopted by this Legislature, now therefore, be it

RESOLVED, that this Legislature hereby approves and adopts the Minimum Offer Policy to be implemented when it is necessary for the Department of Public Works to acquire private property or property rights in order to complete a public improvement project.

CA-049-16
CAB/kvh/G-0188
03/10/16

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

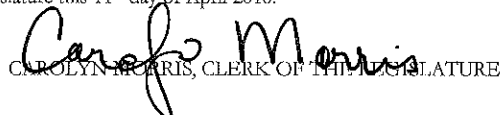
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Implementation of this policy for minimum right-of-way offers would have minimal financial impact to the County. There may be only a few instances per year when the policy would be utilized, and the net cost is likely to be less than \$1,000 per year. This cost would be offset by the savings realized by preventing a single condemnation proceeding.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 3/4/2016

Dutchess County
Minimum Right-of-Way Offer Policy

Dutchess County through the Department of Public Works establishes a Minimum Right-of-Way Offer Policy:

1. The process employed by Dutchess County to acquire private property or property rights in connection with transportation improvement projects is specified by NYS Eminent Domain Procedure Law (EDPL.) The EDPL process is followed to purchase private property or property rights regardless of the funding source used.
2. Dutchess County shall commission an appraisal of property or property rights that are subject to acquisition by the County. The appraisal shall be performed by a NYS licensed Real Estate Appraiser. In accordance with EDPL, a property owner shall be compensated for the “best and highest value” of the property or property rights to be acquired based on an independent appraisal of the property.
3. If the appraised value of all of the property or property rights to be acquired on a single tax parcel is less than \$250, Dutchess County shall offer \$250 as the minimum offer to the property owner for all of the property or property rights that are to be acquired by Dutchess County for that single tax parcel.
4. Where a property owner has agreed to donate property or property rights to the County, the property owner shall be informed of the appraised value of such property or property rights. The minimum offer of \$250 shall not apply to donated property or property rights.

This policy was adopted by the Dutchess County Legislature on pursuant to Resolution No. 2016xxx.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

Present: 12

Resolution: ✓

Total : 12

Absent: 0

Motion:

Yes

No 0

Vacant: 0

Abstentions: 0

2016073 AUTHORIZING THE ADOPTION OF THE MINIMUM RIGHT OF WAY OFFER POLICY TO PROPERTY OWNERS FOR THE ACQUISITION OF PRIVATE PROPERTY OR RIGHTS TO PRIVATE PROPERTY TO COMPLETE A PUBLIC IMPROVEMENT PROJECT

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: —

Total: 24 0

Yes No

Abstentions: 0

2016073 AUTHORIZING THE ADOPTION OF THE MINIMUM RIGHT OF WAY OFFER POLICY TO PROPERTY OWNERS FOR THE ACQUISITION OF PRIVATE PROPERTY OR RIGHTS TO PRIVATE PROPERTY TO COMPLETE A PUBLIC IMPROVEMENT PROJECT

Date: April 11, 2016

RESOLUTION NO. 2016074

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY
FOR THE BEEKMAN ROAD (CR 9) IMPROVEMENTS, IN THE
TOWNS OF EAST FISHKILL AND BEEKMAN FROM ROBERT
HANSEN AND LINDA MAREK (PIN 8755.38)

Legislators PULVER, MICCIO, HORTON, COVIELLO, METZGER offer the
following and move its adoption:

WHEREAS, the Department of Public Works has proposed the Beekman Road
(CR 9) improvements located in the Towns of East Fishkill and Beekman, which project (PIN
#8755.38) includes the acquisition of portion of certain properties, and

WHEREAS, this Legislature in Resolution No. 2014271 approved and adopted
the Full Environmental Assessment Form and Notice of Determination which stated that
Beekman Road Improvement Project was a Type I Action pursuant to Article 8 of the
Environmental Conservation Law and Part 617 of the NYCRR (SEQR) and would not have a
significant negative impact on the environment, and

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire in fee a portion of property presently owned
by Robert Hansen and Linda Marek, and

WHEREAS, the acquisition in fee is a portion of parcel number 132200-6658-00-
167359-0000, described as 4,986.86+/- square feet as shown on Map No. 35, Parcel No. 36, and

WHEREAS, a copy of the Agreement to Purchase Real Property (Fee
Acquisition) for the necessary real property is attached hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the
subject property, Fee Acquisition, be purchased for the sum of \$11,900 plus up to \$1,000 for
related expenses and that the terms and conditions of the Agreement be carried forth, now,
therefore, be it

RESOLVED, that the County Executive or his designee is authorized to execute
the Agreement to Purchase Real Property (Fee Acquisition) in substantially the form annexed
hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$11,900 plus
payment of up to \$1,000.00 to necessary parties for related expenses for a Fee Acquisition in
accordance with the agreement to purchase, that the County reimburse Grantor for fees

associated with the Release of Mortgage application, if any, and pay all necessary and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-050-164

CAB/kvh/R-0934-E

3/10/16

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/12/2016

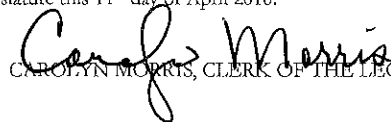
STATE OF NEW YORK

SS:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 12,900

Total Current Year Revenue \$ 12,255
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ 1,000

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filing Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$ 12,255

Net County Cost (this year): \$ 645
Over Five Years: _____

Additional Comments/Explanation:

PIN 8755.38: BEEKMAN ROAD (CR 9) IMPROVEMENTS, TOWNS OF EAST FISHKILL AND BEEKMAN, DUTCHESS COUNTY

Request for authorization to acquire in Fee a 4,986.68+/- square foot parcel as shown on (Map 35, Parcel 36) for the purchase price of \$11,900.00, plus up to \$1,000.00 in related expenses from Robert Hansen and Linda Marek.

Related expenses in the amount of \$1,000 are included in the Total Current Year Cost.

Prepared by: Matthew W. Davis

2929

AGREEMENT TO PURCHASE REAL PROPERTY

Project: Beekman Road (CR 9) Highway Improvements
PIN OR CIN: 8755.38

Map: 35

Parcel: 36

This Agreement by and between Robert Hansen and Linda Marek, residing at 673 Beekman Road, Hopewell Junction, New York 12533 hereinafter referred to as "Seller", and the COUNTY OF DUTCHESS, with offices at 22 Market Street, Poughkeepsie, New York 12601 hereinafter referred to as "Buyer".

1. PROPERTY DESCRIPTION. The Seller agrees to sell, grant, convey:

- ☒ all right title and interest to 4,986.68± square feet of real property. Purchase price is \$11,900.00
- ☐ a permanent easement to 0± square feet of real property. Purchase price is \$0.00
- ☐ a temporary easement to 0± square feet of real property. Purchase price is \$0.00

Located at 673 Beekman Road, Town of Beekman, Dutchess County, New York, and is further described as parcel 36 on Exhibit "A", attached hereto.

Being a portion of those same lands described in that certain deed dated 12/8/1989 and recorded 12/11/1989 in Liber 1853 at Page 138 in the Office of the County Clerk for Dutchess County (re: Grid #6658-00-167359).

2. IMPROVEMENTS INCLUDED IN THE PURCHASE. The following improvements, if any, now in or on the property are included in this Agreement: lawn, magnolia tree, ornamental flowering bushes, various bushes and trees (sound/sight barrier and firewood).
3. PURCHASE PRICE. The total purchase price is ELEVEN THOUSAND, NINE HUNDRED AND 00/100 DOLLARS (\$11,900.00). This price includes the real property described in paragraph 1 and the improvements described in paragraph 2, if any.
4. CLOSING DATE AND PLACE. Transfer of Title shall take place through the mail or at a mutually acceptable location, on or about August 1, 2016. This Agreement may be subject to the approval of the Dutchess County Legislature.
5. BUYER'S POSSESSION OF THE PROPERTY. The Buyer shall provide full payment of the purchase price stated in paragraph 3 to the Seller prior to taking possession of the property rights. Any closing documents received by the Buyer prior to payment pursuant to paragraph 4 above, shall be held in escrow until such payment has been received by the Seller or the Seller's agent.
6. TERM OF TEMPORARY EASEMENT. The term of the Temporary Easement(s) shall be for Three years. The commencement date may be up to nine (9) months after the date of execution of the Temporary Easement. The Temporary Easement may be extended for two (2) additional one year terms at the option of the Buyer. Thirty (30) days prior to the expiration of the term or extended term of the Temporary Easement, the Buyer shall notify the Seller in writing of its intention to exercise its option of extending the term of the Temporary Easement for an additional one year. The cost of each additional

one year term shall be \$_____. The Buyer shall include a check for the sum of \$_____ with said written notification to the Seller.

7. TITLE DOCUMENTS. Buyer shall provide the following documents in connection with the sale:

A. Deed. Buyer will prepare and deliver to the Seller for execution at the time of closing all documents required to convey the real property interest(s) described in paragraph 1 above. Buyer will pay for a title search.

8. MARKETABILITY OF TITLE. Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. Seller agrees to cooperate with Buyer in its curative action activities. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. In the alternative, the Seller may elect to satisfy the liens and encumbrances from another source of funds.

9. RECORDING COSTS AND CLOSING ADJUSTMENTS. Buyer will pay all recording fees, if any. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of closing: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

10. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.

11. ENTIRE AGREEMENT. This agreement when signed by both the Buyer and the Seller will be the record of the complete agreement between the Buyer and Seller concerning the purchase and sale of the property. No verbal agreements or promises will be binding.

12. NOTICES. All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.

IN WITNESS WHEREOF, on this 3 day of March, 2016, the parties have entered into this Agreement.

APPROVED AS TO FORM:

Department of Law

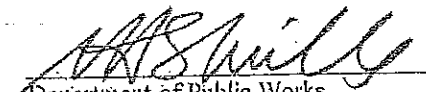
SELLER:

Robert Hermann Hansen
Robert Hansen

SELLER:

Linda Ann Marek
Linda Marek

APPROVED AS TO CONTENT:


Department of Public Works



COUNTY OF DUTCHESS:

Print Name: NOEL H. S. KNILLE

Title: COMMISSIONER OF PUBLIC WORKS



COUNTY ROUTE 9 (BEEKMAN ROAD)
TACONIC STATE
PARKWAY TO COUNTY ROUTE
10 (SYLVAN LAKE ROAD)

EXHIBIT A
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 875538

MAP NO. 35
PARCEL NO. 36
SHEET 1 OF 2

Originals of this map (sheets 1 & 2) are on file at the offices of the Dutchess County Department of Public Works.

ROBERT HANSEN
& LINDA MAREK
(REPUTED OWNERS)

L. 1853 P. 138

Town of Beekman
County of Dutchess
State of New York

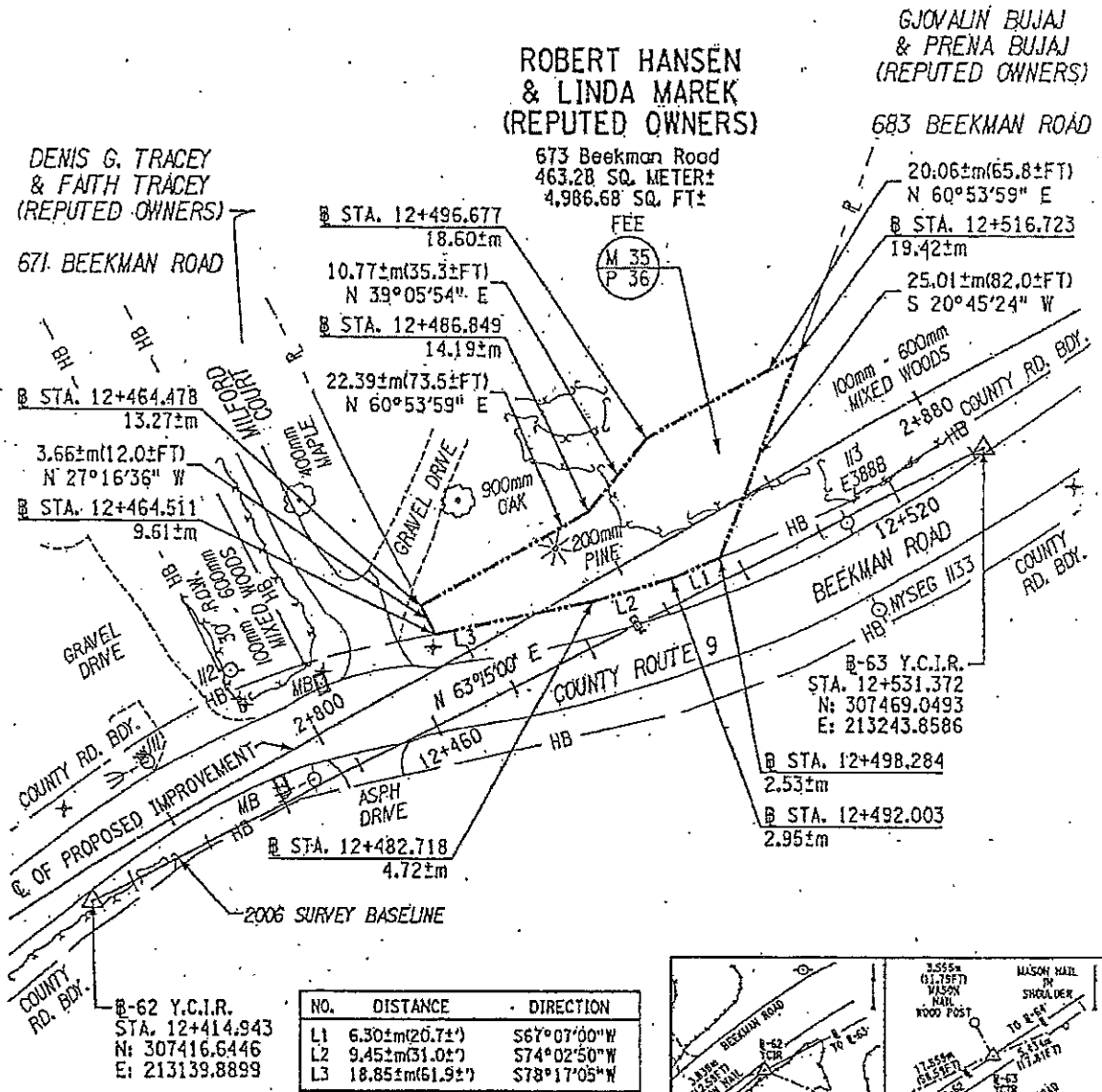
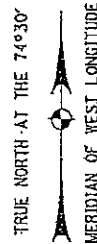
ACQUISITION DESCRIPTION:

Type: FEE
Portion of Real Property Tax
Parcel ID No.
132200-6658-00-167359-0000

MAP REFERENCE:

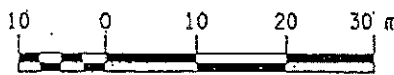
Lot No. 2 on a map entitled
"Subdivision Map of Randal J. Cirillo"
and filed in the Dutchess County
Clerk's office on July 12, 1988
as map 8451.

REPUTED OWNERS:
ROBERT HANSEN
& LINDA MAREK
673 Beekman Road
Hopewell Junction, NY 12533



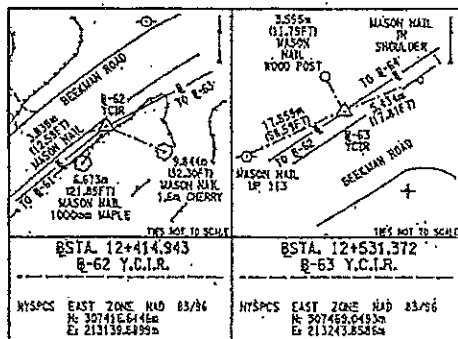
B-62 Y.C.I.R.
STA. 12+414.943
N: 307416.6446
E: 213139.8899

NO.	DISTANCE	DIRECTION
L1	6.30±m(20.7±')	S67°07'00"W
L2	9.45±m(31.0±')	S74°02'50"W
L3	18.85±m(61.9±')	S78°17'05"W



SCALE 1:500
ONE METER EQUALS 3.280833333 FEET.
ONE SQUARE METER EQUALS 10.763910417 SQUARE FEET.

MAP NUMBER
REVISED DATE
DATE PREPARED





COUNTY ROUTE 9 (BEEKMAN
ROAD) TACONIC STATE
PARKWAY TO COUNTY ROUTE
10 (ISYLVAN LAKE ROAD)

'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

PIN 8755.38

MAP NO. 35
PARCEL NO. 36
SHEET 2 OF 2

Map of property which the Commissioner of Public Works deems necessary to be acquired in the name of the People of the County of Dutchess in fee acquisition, for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and Eminent Domain Procedure Law.

All that piece or parcel of property hereinafter designated as Parcel No. 36, situate in the Town of Beekman, County of Dutchess, State of New York, as shown on the accompanying map and described as follows:

BEGINNING AT A POINT ON THE NORTHERLY BOUNDARY OF COUNTY ROUTE 9 (BEEKMAN ROAD), AT THE INTERSECTION OF SAID BOUNDARY WITH THE DIVISION LINE BETWEEN THE PROPERTY OF DENIS G. TRACEY AND FAITH TRACEY (REPUTED OWNERS) ON THE WEST AND THE PROPERTY OF ROBERT HANSEN AND LINDA MAREK (REPUTED OWNERS) ON THE EAST, SAID POINT BEING 9.61±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+464.511± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF A PORTION OF COUNTY ROUTE 9 (BEEKMAN ROAD); THENCE NORTH 27°-16'-36" WEST ALONG SAID DIVISION LINE 3.66±m (12.0±FT.) TO A POINT 13.27±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+464.478± OF SAID BASELINE; THENCE THROUGH THE PROPERTY OF ROBERT HANSEN AND LINDA MAREK (REPUTED OWNERS) THE FOLLOWING THREE (3) COURSES AND DISTANCES: (1) NORTH 60°-53'-59" EAST 22.39±m (73.5±FT.) TO A POINT 14.19±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+486.849± OF SAID BASELINE; (2) NORTH 39°-05'-54" EAST 10.71±m (35.3±FT.) TO A POINT 18.60±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+496.571± OF SAID BASELINE; AND (3) NORTH 60°-53'-59" EAST 20.06±m (65.8±FT.) TO A POINT ON THE DIVISION LINE BETWEEN THE PROPERTY OF GJOVALIN BUJAJ AND PREHA BUJAJ (REPUTED OWNERS) ON THE EAST AND THE PROPERTY OF ROBERT HANSEN AND LINDA MAREK (REPUTED OWNERS) ON THE WEST, THE LAST MENTIONED POINT BEING 19.42±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+516.723± OF SAID BASELINE; THENCE SOUTH 20°-45'-24" WEST ALONG THE LAST MENTIONED DIVISION LINE 25.01±m (82.0±FT.) TO ITS INTERSECTION WITH THE FIRST MENTIONED NORTHERLY BOUNDARY OF COUNTY ROUTE 9 (BEEKMAN ROAD); THE LAST MENTIONED POINT BEING 2.53±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+498.284± OF SAID BASELINE; THENCE ALONG THE LAST MENTIONED NORTHERLY BOUNDARY OF COUNTY ROUTE 9 (BEEKMAN ROAD) THE FOLLOWING THREE (3) COURSES AND DISTANCES: (1) SOUTH 67°-07'-00" WEST 6.30±m (20.7±FT.) TO A POINT 2.95±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+492.003± OF SAID BASELINE; (2) SOUTH 74°-02'-50" WEST 9.45±m (31.0±FT.) TO A POINT 4.72±m DISTANT NORTHWESTERLY MEASURED AT RIGHT ANGLES FROM STATION 12+482.718± OF SAID BASELINE; AND (3) SOUTH 78°-17'-05" WEST 18.85±m (61.9±FT.) TO THE POINT OF BEGINNING, SAID PARCEL BEING 463.28± SQUARE METERS (4,986.68± SQUARE FEET) MORE OR LESS.

THE ABOVE MENTIONED SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 9 (BEEKMAN ROAD) AND DESCRIBED AS FOLLOWS:

BEGINNING AT STATION 12+414.943; THENCE NORTH 63°-15'-00" EAST TO STATION 12+531.372.

ALL BEARINGS REFERRED TO TRUE NORTH AT THE 74°-30' MERIDIAN OF WEST LONGITUDE.

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date 3-7 2016

Noel H. S. Knipe, AIA, ASLA
Commissioner of Public Works

Recommended by:

Date 3/4 2016

Robert R. Balkind, P.E.
Deputy Commissioner



Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law.

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date March 4th 2016

Joseph G. Malinowski
Land Surveyor
P.L.S. License No. 050314

M.J. Engineering and Land Surveying, P.C.
1533 Crescent Road
Clifton Park, NY 12065

MAP NUMBER _____
REVISED DATE _____
DATE PREPARED _____

FILE NAME: C:\Gis\Projects\2016\Map 35\Map 35.dwg

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		
Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016074 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE BEEKMAN ROAD (CR 9) IMPROVEMENTS, IN THE TOWNS OF EAST FISHKILL AND BEEKMAN FROM ROBERT HANSEN AND LINDA MAREK (PIN 8755.38)

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ☒

Motion: ☐

Total : 24 0

Yes No

Abstentions: 0

2016074 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE BEEKMAN ROAD (CR 9) IMPROVEMENTS, IN THE TOWNS OF EAST FISHKILL AND BEEKMAN FROM ROBERT HANSEN AND LINDA MAREK (PIN 8755.38)

Date: April 11, 2016

RESOLUTION NO. 2016075

RE: AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8758.74)

Legislators PULVER, MICCIO, STRAWINSKI, AMPARO, SAGLIANO, and HORTON offer the following and move its adoption:

WHEREAS, a project for the Harlem Valley Rail Trail, Phase IV, in the Town of North East, Dutchess County and the Town of Ancram, Columbia County, PIN 8758.74 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Dutchess County desires to advance the above subject project by making a commitment of 100% of the non-federal share of the costs of right-of-way acquisition, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby approves of the above subject project, and it is further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of the right-of-way acquisition work for the Project or portions thereof, and it is further

RESOLVED, that the sum of \$178,802 is hereby appropriated and made available pursuant to Bond H 0372.7110.3500 – 2006 Parks and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Dutchess County with the New York State Department of Transportation in connection with the advancement or approval of the above referenced Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of

federal-aid and state-aid eligible project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the project, and it is further


RESOLVED, that this resolution shall take effect immediately.

CA-059-16

CAB/kvh/R-0480-C

03/14/16

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

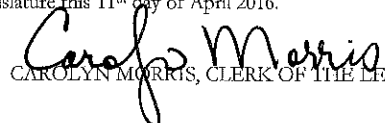
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 178,802

Total Current Year Revenue \$ 143,042
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0372.7110.3500

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: \$143,042

Net County Cost (this year): \$35,760
Over Five Years: _____

Additional Comments/Explanation:

This F.I.S. is related to the resolution request to accept Supplemental Agreement # 2 for ROW Acquisition funds from the NYSDOT for PIN 8758.74 Harlem Valley Rail Trail Phase IV.

Prepared by: Rosanne M. Hall, Contract Specialist

Prepared On: 03/09/16

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		
Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016075 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8758.74)

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2016075 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8758.74)

Date: April 11, 2016

RESOLUTION NO. 2016076

RE: AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8755.38)

Legislators PULVER, MICCIO, STRAWINSKI, AMPARO, COVIELLO, SAGLIANO, and HORTON offer the following and move its adoption:

WHEREAS, a project for the Reconstruction of Beekman Road (CR 9) from Sylvan Lake Road (CR 10) to the Taconic State Parkway, in the Town of Beekman, Dutchess County, PIN 8755.38 is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolutions Nos. 205359 and No. 206171 by Dutchess County on December 6, 2005 and July 11, 2006 respectively, approved of and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering, and

WHEREAS, it was subsequently found necessary to undertake additional preliminary engineering work not contemplated in the original agreement authorized by the previous Resolutions, and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering work for the Project; and now therefore,

RESOLVED, that the Dutchess County Legislature hereby approves of the above subject project, and it is further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of the right-of-way acquisition work for the Project or portions thereof, and it is further

RESOLVED, that the sum of \$77,000 (\$463,000 minus the previous \$386,000) is hereby appropriated and made available pursuant to Bond H-0384-2007 Roads (ISTEA-TEA21) and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene


as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Dutchess County with the New York State Department of Transportation in connection with the advancement or approval of the above referenced Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-060-16
CAB/kvh/R-0934-B
03/14/16
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016


STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 77,000

Total Current Year Revenue \$ 61,600
and Source

Source of County Funds (check one): ☒ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):
H0384.5110.3250.213

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: \$61,600

Net County Cost (this year): \$15,400
Over Five Years: _____

Additional Comments/Explanation:

This F.I.S is related to the resolution request to accept Supplemental Agreement # 5 for additional Preliminary Engineering funds from NYSDOT for PIN 8755.38 Beekman Road (CR 9): Sylvan Lake Road to Taconic State Parkway, Town of Beekman, Dutchess County.

Prepared by: Rosanne M. Hall, Contract Specialist, 486-2924

Prepared On: 03/09/16

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		
Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016076 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8755.38)

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total : 24 0
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2016076 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 8755.38)

Date: April 11, 2016

RESOLUTION NO. 2016077

RE: AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS
TO THE DEPARTMENT OF PUBLIC WORKS-AIRPORT DIVISION

Legislators PULVER, BOLNER, STRAWINSKI, AMPARO, INCORONATO, NESBITT, SAGLIANO, LANDISI, and TRUITT offer the following and move its adoption:

WHEREAS, the Commissioner of the Department of Public Works advises that the exterior windows and the exterior/interior doors at the Dutchess County Airport Terminal Building are in poor condition and need to be replaced, and

WHEREAS, the Commissioner also advises that there is empty space on the first floor of the Airport Terminal Building which could potentially be leased if said exterior windows and several exterior/interior doors in this location are replaced, and

WHEREAS, the leasing of this space could generate revenue for the County and would allow for additional services to be provided to and by the airport, and

WHEREAS, the appropriation of these funds are critical for the upgrade of the Dutchess County Airport Terminal Building exterior windows and the exterior/interior doors, and

WHEREAS, it is necessary to amend the 2016 Adopted County Budget to provide additional funds to meet the Airport's needs, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2016 Adopted County Budget as follows:

APPROPRIATIONS

Increase

EA0488.5610.3150	Building-Reconstruction	\$35,000
A.9950.9801	Contribution to EA Capital	<u>\$35,000</u>
		\$70,000

REVENUES

Increase

A.9998.95110.87	Appropriated Reserve Capital	\$35,000
EA0488.5610.50310	Interfund Transfers	<u>\$35,000</u>
		\$70,000

CA-058-16 CAB/kvh/G-0188

03/15/16

Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

Date

APPROVED


 MARCUS J. MOLINARO
 COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 35,000

Total Current Year Revenue \$ 35,000

and Source
Capital Reserve Fund

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☒ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

This resolution would appropriate funds from the capital reserve to replace exterior windows and doors in the Airport terminal. This improvement is critical to leasing space on the first floor to a tenant that wishes to bring a cafe to the space. This investment would have an approximately two and a half year payback period and would lead to a tremendous asset being brought to the Airport facility.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 3/14/2016

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

Present: 12

Resolution: ✓

Total : 12

0

Absent: 0

Motion:

Yes

No

Vacant: 0

Abstentions: 0

2016077 AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS-AIRPORT DIVISION

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2016077 AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS-AIRPORT DIVISION

Date: April 11, 2016

RESOLUTION NO. 2016078

RE: APPOINTMENT AND REAPPOINTMENT TO THE E-911 MAINTENANCE BOARD

Legislators ROMAN, BORCHERT, BOLNER, STRAWINSKI, AMPARO, NESBITT, SAGLIANO, LANDISI, JETER-JACKSON, and HORTON offer the following and move its adoption:

WHEREAS, the E-911 Maintenance Board was created pursuant to Resolution No. 990379, and

WHEREAS, vacancies exist on the E-911 Maintenance Board, now, therefore, be it

RESOLVED, that the following persons be appointed and reappointed to the E-911 Maintenance Board as follows:

APPOINTMENT

Craig Brendli
110 Hooker Avenue
Poughkeepsie, NY 12603
(Minority Appointment)

TERM


April 1, 2016 – March 31, 2018

REAPPOINTMENT

Ellen Nesbitt
32 Beekman Street
Poughkeepsie, NY 12601
(Majority Appointment)

TERM

April 1, 2016 – March 31, 2017

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

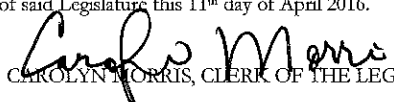
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*	<i>absent</i>	
District 14 - Town of Wappinger	Amparo*		
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman (C)		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 21 - Town of East Fishkill	Horton		

Present: 11

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total : 11 0

Abstentions: 0 Yes No

2016078 APPOINTMENT AND REAPPOINTMENT TO THE E-911 MAINTENANCE BOARD

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: —

Total : 24 0

Yes No

Abstentions: 0

2016078 APPOINTMENT AND REAPPOINTMENT TO THE E-911 MAINTENANCE BOARD

Date: April 11, 2016

PULLED BY CAUCUS 4/4/16

Public Safety

RESOLUTION NO. 2016079

RE: FORMATION OF A LEGISLATIVE TASK FORCE TO ADVISE THE COUNTY LEGISLATURE ON THE DECISION AND CONSTRUCTION OF THE DUTCHESS COUNTY JUSTICE AND TRANSITION CENTER

Legislators BORCHERT, MICCIO, HORTON, and BOLNER offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature has previously approved the State Environmental Quality Review Act (SEQRA) Resolution (Resolution No. 2016060) and Bonding Resolution (Resolution No. 2016031) associated with the Dutchess County Justice and Transition Center project (DCJTC) which will enable the project to move forward to the design phase and construction phase; and

WHEREAS, during deliberations with respect to the DCJTC the Legislature expressed a desire to have a stake in and be a participant in, the subsequent phases of design and construction of the project; and

WHEREAS, the Dutchess County Legislature Chairman has recommended the creation of a Legislative Task Force to assist the Legislature on issues and concerns about the design and construction of the DCJTC project; and

WHEREAS, the Dutchess County Executive has stated that the administration welcomes input from the Dutchess County Legislature; now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby create a Legislative Task Force to be known as the DCJTC Legislative Task Force, to consist of five (5) members of the Legislature, with such members including the Chair to be appointed by the Chairman of the Dutchess County Legislature; and be it further

RESOLVED, that at least one (1) member of the Task Force shall be a Legislator representing the City of Poughkeepsie; and be it further

RESOLVED, that the Dutchess County Executive is hereby requested to solicit and consider the input of the DCJTC Legislative Task Force on behalf of the Dutchess County Legislature with respect to the design and construction of the DCJTC project; and be it further

RESOLVED, that such Task Force shall periodically report to the Dutchess County Legislature with respect to the status and issues associated with the project.

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

ENVIRONMENT

RESOLUTION NO. 2016080

RE: ADOPTION OF NEGATIVE DECLARATION WITH RESPECT
TO RECERTIFICATION OF AGRICULTURAL DISTRICT
NOS. 20, 21, 22, AND 23 ENCOMPASSING THE LANDS
WITHIN THE COUNTY OF DUTCHESS

Legislators FORMAN, BORCHERT, MICCIO, BOLNER, AMPARO, WASHBURN,
PULVER, FLESLAND, ROMAN, THOMES, SAGLIANO, LANDISI, and HORTON offer the
following and move its adoption:

WHEREAS, this Legislature is considering the recertification of Agricultural District
Nos. 20, 21, 22 and 23, in accordance with Agricultural and Markets Law Section 303-a and the
recommendations of the Dutchess County Agricultural and Farmland Protection Board, and

WHEREAS, approval of such recertification constitutes an action subject to the State
Environmental Review Act, and

WHEREAS, the Dutchess County Legislature has attached a Short Environmental
Assessment Form, which concludes that the program constitutes: (1) an Unlisted Action
pursuant to Article VIII of the New York State Environmental Quality Review Act and part 617
of the NYCRR (SEQRA); and (2) will not have a significant effect on the environment, and

WHEREAS, the purpose of this Legislature in adopting this Resolution is to adopt and
confirm those findings, and


WHEREAS, a true copy of the Short Environmental Assessment Form and the Negative
Declaration reflecting the finding of non-significance are attached hereto and made a part hereof,
now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby adopts the Short
Environmental Assessment Form and Negative Declaration regarding the recertification of
Agricultural District Nos. 20, 21, 22, and 23 as recommended, and confirms it will not have a
significant effect on the environment.

CA-057-16
G-0179/G-1063-B
3/15/16
Fiscal Impact: Attached

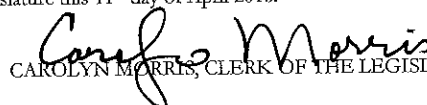
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with
the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Adoption of the re-certified Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets results in no commitment of funds by the County.

Prepared by: Eoin Wrafter

Prepared On: 2-26-2016

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information							
Dutchess County Legislature							
Name of Action or Project: Agricultural District re-certification							
Project Location (describe, and attach a location map): county-wide, for precise locations see attached parcel list							
Brief Description of Proposed Action: Re-certification of Agricultural Districts with minor modifications as recommended by the Dutchess County Agricultural and Farmland Protection Board.							
Name of Applicant or Sponsor: Dutchess County Legislature		Telephone: 845-486-2100					
		E-Mail: countylegislature@dutchessny.gov					
Address: 22 Market Street							
City/PO: Poughkeepsie		State: NY	Zip Code: 12601				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; text-align: center;"> <tr> <th style="width: 50%;">NO</th> <th style="width: 50%;">YES</th> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; text-align: center;"> <tr> <th style="width: 50%;">NO</th> <th style="width: 50%;">YES</th> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
3.a. Total acreage of the site of the proposed action?		+/- 196,787 acres					
b. Total acreage to be physically disturbed?		n/a acres					
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		0 acres					
4. Check all land uses that occur on, adjoining and near the proposed action.							
<input checked="" type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)							
<input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____							
<input checked="" type="checkbox"/> Parkland							

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: <u>See attached list from NYS Department of Environmental Conservation</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	N/A
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	N/A
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	<input type="checkbox"/>	<input type="checkbox"/>	N/A
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	<input type="checkbox"/>	<input type="checkbox"/>	N/A
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	<input type="checkbox"/>	<input type="checkbox"/>	N/A
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agricultural/grasslands <input checked="" type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES			
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	<input type="checkbox"/> NO <input type="checkbox"/> YES		

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ Numerous landfills, most of them inoperative, are located upon or adjoining proposed Agricultural District properties.	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>Dutchess County Legislature</u> Date: _____ Signature: _____		



Department of Environmental Conservation

Critical Environmental Areas in Dutchess County

Critical Environmental Areas of Dutchess County

Designating Agency:	Critical Environmental Area	Recorded Date	Effective Date	Reason for Designation
County of Dutchess	Hyde Park Landfill Site (PDF, 767 KB) (Inactive Portion)	3-5-84	4-4-84	inactive landfill, toxic pollutants present
	Town of North East Landfill (PDF, 541 KB) (Inactive Portion)	3-5-84	4-4-84	inactive landfill, toxic pollutants present
	Schatz Federal Bearing (PDF, 681 KB) Closed Landfill Site	6-19-85	7-18-85	inactive landfill, toxic pollutants present
	Dutchess Airport Landfill Site (PDF, 883 KB)	6-19-85	7-18-85	inactive landfill, toxic pollutants present
	Jones Sanitation Sludge Disposable (PDF, 522 KB) Site (Inactive Portion)	6-19-85	7-18-85	inactive disposal area, toxic pollutants present
	Page Industrial Park (PDF, 793 KB)	6-19-85	7-18-85	inactive dump, toxic pollutants present
	F.I.C.A. Landfill Site (PDF) (676 KB) (formerly Dutchess Sanitation Inactive Portion)	6-19-85	7-18-85	inactive landfill, toxic pollutants present
	Sarney Site (PDF, 596 KB)	6-19-85	7-18-85	inactive landfill, toxic pollutants present
	Dutchess Co. Airport Balefill (PDF) (170 KB)	6-19-85	7-18-85	inactive landfill, toxic pollutants present
	MICA Products (PDF, 900 KB) (inactive) landfill	8-6-85	9-5-85	inactive landfill, toxic pollutants present
	Great Swamp (PDF) (Towns of Dover, Pawling, & Vil of Pawling) (705 KB)	1-10-92	2-8-92	benefit to human health
Clinton, Town of	Hamlet of Frost Mills (PDF) (801 KB)	6-26-87	7-27-87	exceptional or unique character
	Hamlet of Pleasant Plains (PDF) (725 KB)	10-27-87	11-27-87	exceptional or unique character
	Hamlet of Clinton Corners (PDF) (810 KB)	10-27-87	11-27-87	exceptional or unique character
	Hamlet of Old Bulls Head (PDF) (665 KB)	10-27-87	11-27-87	exceptional or unique character
	Hamlet of Clinton Hollow (PDF) (700 KB)	10-27-87	11-27-87	exceptional or unique character
	Hamlet of Schultzville (PDF) (668 KB)	10-27-87	11-27-87	exceptional or unique character
		10-27-87	11-27-87	exceptional or unique character

	Hamlet of Hibernia (PDF) (890 KB)			
Dover, Town of	Deuel Hollow Area (PDF) (841 KB)	5-22-86	6-20-86	protect water source & natural area
Fishkill, Town of	Aquifer Protection Areas (PDF) (626 KB)	6-8-92	7-8-92	protect public water supply
	Little Whaley Lake and Watershed (PDF) (649 KB)	8-2-85	9-1-85	unpolluted drinking water source
Pawling, Town of	Quaker Lake / Deuel Hollow Area (PDF) (683 KB)	12-10-85	1-8-86	unpolluted drinking water source
	Hurd's Corner (PDF) (1.07 MB)	7-29-88	8-27-88	significant historical features
Pine Plains, Town of	Stissing Mountain (PDF) (1.00 MB)	1-3-05	2-2-05	exceptional or unique character
	Buttercup Farm Sanctuary (PDF) (491 KB)	3-9-87	4-8-87	preserve farmland, wetland & mountain habitat
	Ryder Pond and Cagney Marsh (PDF) (536 KB)	3-9-87	4-8-87	protection of waterfowl
Stanford, Town of	Bontecou Lake (PDF) (532 KB)	3-9-87	4-8-87	protect migratory & nesting birds
	Millbrook Meadow and Associated Wetlands (PDF) (724 KB)	3-9-87	4-8-87	protect wetland
	Snake Hill (PDF) (128 KB)	3-9-87	4-8-87	protect rare plants and animal communities
Stanford, Town of	Upper Wappinger (PDF) (868 KB)	9-17-1992	10-16-1992	protect hydrology and water quality, biological and geological uniqueness, and scenic views
Wappinger Falls, Village of	Wappinger Lake (PDF) (241 KB)	5-29-98	6-29-98	protection of natural resource
Hyde Park, Town of	Hogback Hill (PDF) (449 KB) Indian Kill (PDF) (855 KB) Maritje Kill (PDF) (737 KB) Vanderburgh Cove (PDF) (825 KB)	5-8-09	6-7-09	sensitivity to change & habitat and species protection

Attachment to SEAF Part I

For the Recertification of Agricultural Districts #20, 21, 22 and 23 located in Dutchess County

The proposed action involves the recertification of Agricultural District #20, 21, 22 and 23 located in Dutchess County, by the Dutchess County Legislature as required by New York State Agriculture and Markets Law.

The proposed recertification would result in 196,787 acres farmland being included in newly certified Agricultural Districts. This action would create no physical changes to the involved properties and thus impacts none of the resources identified in the Part I of the subject SEAF. Because of the nature of this action, many of the questions included in SEAF are not applicable to this SEQR review.

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

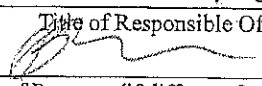
Agency Use Only (If applicable)	
Project:	2015-2016 Agricultural
Date:	3/11/2016

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Recertification of existing agricultural districts with minor modification recommended by the Dutchess County Agricultural and Farmland Protection Board is consistent with local comprehensive policies and objectives. It will not result in any zoning changes. This proposed action will help maintain a viable agricultural industry within certified Dutchess County Agricultural Districts and will help reduce the conversion of farmland resources.

The proposed recertification would result in 196,787 acres farmland being included in newly certified Agricultural Districts. This action would create no physical changes to the involved properties and thus impacts none of the resources identified in Part I of the subject SEAF.

<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.	
<input checked="" type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.	
Dutchess County Legislature	
Name of Lead Agency Dale L. Borchert	Date Chairman of the Dutchess County Legislature
Print or Type Name of Responsible Officer in Lead Agency 	Title of Responsible Officer 
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)	<i>absent</i>	
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		
Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016080 ADOPTION OF NEGATIVE DECLARATION WITH RESPECT TO
 RECERTIFICATION OF AGRICULTURAL DISTRICT NOS. 20, 21, 22, AND 23
 ENCOMPASSING THE LANDS WITHIN THE COUNTY OF DUTCHESS

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ☒ Total: 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2016080 ADOPTION OF NEGATIVE DECLARATION WITH RESPECT TO
 RECERTIFICATION OF AGRICULTURAL DISTRICT NOS. 20, 21, 22, AND 23
 ENCOMPASSING THE LANDS WITHIN THE COUNTY OF DUTCHESS

Date: April 11, 2016

ENVIRONMENT

RESOLUTION NO. 2016081

RE: AGRICULTURAL DISTRICT RECERTIFICATION –
AGRICULTURAL DISTRICT 20

Legislators FORMAN, BORCHERT, MICCIO, BOLNER, AMPARO, WASHBURN, PULVER, FLESLAND, ROMAN, THOMES, SAGLIANO, LANDISI, and HORTON offer the following and move its adoption:

WHEREAS, the Dutchess County Agricultural and Farmland Protection Board has reviewed the County's four agricultural districts, Agricultural District Nos. 20, 21, 22, and 23 as outlined in Article 25-AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Agricultural and Farmland Protection Board submitted the 2015-2016 Agricultural District Review Report with recommendations on amending the above mentioned districts, and said report is on file with the Clerk of the Legislature, and

WHEREAS, recertification of Agricultural District No. 20 with the proposed modifications as recommended by the report of the Dutchess County Agricultural and Farmland Protection Board in the report referenced above, is in the best interest of agriculture within Dutchess County, and


WHEREAS, the existence of viable agriculture in Dutchess County is enhanced by the provisions of the Agricultural Districts in accordance with the Agriculture and Markets Law, now therefore be it,

RESOLVED, that the Dutchess County Legislature recommends to the New York State Department of Agriculture and Markets that Agricultural District No. 20 be approved as amended.

CA-053-16
G-0179/G-1063-B
3/15/16
Fiscal Impact: Attached

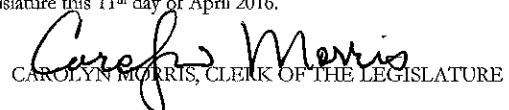
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain):

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Review and certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2-26-2016

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)	<i>absent</i>	
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u> <u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes No
Vacant: <u>0</u>		Abstentions: <u>0</u>

2016081 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 20

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total: 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2016081 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 20

Date: April 11, 2016

RESOLUTION NO. 2016082

RE: AGRICULTURAL DISTRICT RECERTIFICATION –
AGRICULTURAL DISTRICT 21

Legislators FORMAN, BORCHERT, MICCIO, BOLNER, AMPARO, WASHBURN, PULVER, FLESLAND, ROMAN, THOMES, SAGLIANO, LANDISI, and HORTON offer the following and move its adoption:

WHEREAS, the Dutchess County Agricultural and Farmland Protection Board has reviewed the County's four agricultural districts, Agricultural District Nos. 20, 21, 22, and 23 as outlined in Article 25-AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Agricultural and Farmland Protection Board submitted the 2015-2016 Agricultural District Review Report with recommendations on amending the above mentioned districts, and said report is on file with the Clerk of the Legislature, and

WHEREAS, recertification of Agricultural District No. 21 with the proposed modifications as recommended by the report of the Dutchess County Agricultural and Farmland Protection Board in the report referenced above is in the best interest of agriculture within Dutchess County, and

WHEREAS, the existence of viable agriculture in Dutchess County is enhanced by the provisions of the Agricultural Districts in accordance with the Agriculture and Markets Law, now therefore be it,


RESOLVED, that the Dutchess County Legislature recommends to the New York State Department of Agriculture and Markets that Agricultural District No. 21 be approved as amended.

CA-054-16
G-0179/G-1063-B
3/15/16

Fiscal Impact: Attached
STATE OF NEW YORK

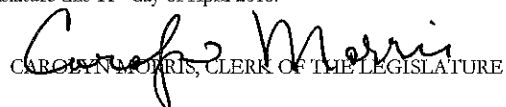
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain):

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Review and certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2-26-2016

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)	<i>absent</i>	
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		
Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016082 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 21

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: —

Total : 24 0

Yes No

Abstentions: 0

2016082 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 21

Date: April 11, 2016

ENVIRONMENT

RESOLUTION NO. 2016083

RE: AGRICULTURAL DISTRICT RECERTIFICATION --
AGRICULTURAL DISTRICT 22

Legislators FORMAN, BORCHERT, MICCIO, BOLNER, AMPARO, WASHBURN, PULVER, FLESLAND, ROMAN, THOMES, SAGLIANO, LANDISI, and HORTON offer the following and move its adoption:

WHEREAS, the Dutchess County Agricultural and Farmland Protection Board has reviewed the County's four agricultural districts, Agricultural District Nos. 20, 21, 22, and 23 as outlined in Article 25-AA of the New York State Agriculture and Markets Law; and


WHEREAS, the Agricultural and Farmland Protection Board submitted the 2015-2016 Agricultural District Review Report with recommendations on amending the above mentioned districts, and said report is on file with the Clerk of the Legislature, and

WHEREAS, recertification of Agricultural District No. 22 with the proposed modifications as recommended by the report of the Dutchess County Agricultural and Farmland Protection Board in the report referenced above is in the best interest of agriculture within Dutchess County, and

WHEREAS, the existence of viable agriculture in Dutchess County is enhanced by the provisions of the Agricultural Districts in accordance with the Agriculture and Markets Law, now therefore be it,

RESOLVED, that the Dutchess County Legislature recommends to the New York State Department of Agriculture and Markets that Agricultural District No. 22 be approved as amended.

CA-055-16
G-0179/G-1063-B
3/15/16
Fiscal Impact: Attached

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

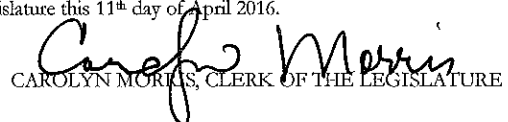
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain):

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Review and certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2-26-2016

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)	<i>absent</i>	
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		

Present: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : 11 0
 Yes No
 Abstentions: 0

2016083 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 22

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total: 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2016083 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 22

Date: April 11, 2016

ENVIRONMENT

RESOLUTION NO. 2016084

RE: AGRICULTURAL DISTRICT RECERTIFICATION –
AGRICULTURAL DISTRICT 23

Legislators FORMAN, BORCHERT, MICCIO, BOLNER, AMPARO, WASHBURN, PULVER, FLESLAND, ROMAN, THOMES, SAGLIANO, LANDISI, and HORTON offer the following and move its adoption:

WHEREAS, the Dutchess County Agricultural and Farmland Protection Board has reviewed the County's four agricultural districts, Agricultural District Nos. 20, 21, 22, and 23 as outlined in Article 25-AA of the New York State Agriculture and Markets Law; and

WHEREAS, the Agricultural and Farmland Protection Board submitted the 2015-2016 Agricultural District Review Report with recommendations on amending the above mentioned districts, and said report is on file with the Clerk of the Legislature, and

WHEREAS, recertification of Agricultural District No. 23 with the proposed modifications as recommended by the report of the Dutchess County Agricultural and Farmland Protection Board in the report referenced above is in the best interest of agriculture within Dutchess County, and

WHEREAS, the existence of viable agriculture in Dutchess County is enhanced by the provisions of the Agricultural Districts in accordance with the Agriculture and Markets Law, now therefore be it,

RESOLVED, that the Dutchess County Legislature recommends to the New York State Department of Agriculture and Markets that Agricultural District No. 23 be approved as amended.


CA-056-16
G-0179/G-1063-B
3/15/16

Fiscal Impact: Attached

STATE OF NEW YORK

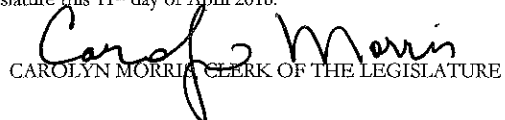
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☒ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Review and certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2-26-2016



**Agriculture and
Farmland
Protection
Board of
Dutchess
County**

Harry Baldwin
Chairman
845/266-5378

Art Collings
Vice Chairman
Dutchess Land Conservancy
845/677-3002 Ext. 100

Peter Coon
Coon Brothers Partnership
845/373-8328

Doug Gilles
Walbridge Farm

Agri-business
Edward C. Hackett
Hackett Farm Supply, Inc.
845/266-3494

Brian Scoralick
DC Soil & Water
Conservation District
845/677-8011 ext.3

Gregg Pulver
DC Legislator
914-474-0908

Eric Axelsen
DC Real Property Tax
845/486-2140

Eoin Wrafter
DC Acting Commissioner of
Planning and Development
845/486-3600

Jennifer Fimbel
Cornell Cooperative
Extension
845/677-8223

February 9, 2016

Dale L. Borchert, Chair
Dutchess County Legislature
22 Market Street
Poughkeepsie, NY 12601

In accordance with New York State Agriculture and Markets Law which requires that the Agricultural Districts in each county regularly be reviewed and updated (article 25AA, section 303-A) the Agriculture and Farmland Protection Board of Dutchess County has been administering the certification process this year to comply with the required April 16, 2016 completion deadline.

Please accept the accompanying materials, including the preliminary report of the state mandated Agricultural District Recertification process. The preliminary report is subject to adjustment pending landowner input at the Legislature's public hearing.

The County's commitment to a thorough and proactive review process yielded positive results. The amount of acreage recommended for inclusion within each District increased significantly and total acreage county-wide increased by an impressive 19%. This Board supports the continued viability of the New York State Agricultural District program in Dutchess County and recommends that Agricultural Districts 20, 21, 22, and 23 be approved by the Dutchess County Legislature and forwarded to the State of New York Department of Agriculture and Markets for official certification

Should you have any questions, please contact me for further clarification.

Respectfully,

Harry W. Baldwin
Chairman

Dutchess County Agriculture and Farmland Protection Board

Cc: Chair, Environmental Committee Dutchess County Legislature
Scott Volkman, Counsel Dutchess County Legislature

2015-2016 Agricultural District Review

Report to the Dutchess County Legislature

Prepared by the Department of Planning and Development on behalf of
the Agricultural & Farmland Protection Board

2/11/2016

As directed by New York State law, this Report considers the County's four Agricultural Districts in the context of county and local comprehensive plans, policies and objectives; discusses the impact of nonagricultural development in each district; examines the degree of coordination between local laws and regulations that apply to farm operations and the extent of the their influence on farming; and offers recommendations regarding the certification of each proposed agricultural district.

Introduction

Please accept this report that fulfills, in part, the requirements of Article 25AA - New York State Agricultural Districts Law. The Law, initiated in 1971, protects and enhances farmlands and agricultural production as a viable segment of local and state economies and resources of major importance. Detailed information about the Agricultural Districts Program can be found at the website of the NYS Department of Agriculture and Markets (NYSDAM).

The Law plays a key role in preserving farming and valuable farmlands. While it has been amended nearly every year since 1971, it continues to provide important benefits to eligible properties, including: 1) limitations on state and local government authority to restrict farm practices or take farmland by eminent domain; 2) support by state agencies to encourage retention of farming in regulations and procedures and when advancing funds for non-farm development; and,

3) limitations on the power of involved municipalities to impose service (i.e. sewer, water) tax assessments upon farmland. Certified Agricultural District maps also provide specific documentation of local land resources that should receive special consideration during reviews of development proposals, comprehensive plan upgrades, etc..

The original creation of Agricultural Districts is initiated by owners of land within the proposed District and must comprise a minimum of 500 acres or 10% of the land within the limits of each proposed District. *Note: The minimum acreage requirement for District creation was recently reduced to 250 acres.* In Dutchess County, eighteen different Districts were initially created in 1971/1972, each with varying adoption dates and review schedules. During the 1984 review process, these 18 Districts were consolidated into four, and a single review anniversary date was set at eight year intervals. The parcels and amounts of acreage within these four Districts has changed over time but the boundaries of each district remain unchanged; each is approximately one-quarter of the County's land area and, together, the four Districts encompass the entire County.

Enrollment in the Agricultural Districts is often confused with the process of applying for agricultural tax exemptions which require an annual application to the appropriate Town Assessor and are based on documentation of production income during the previous year. To qualify for exemptions, landowners of acreage 7 acres or larger must demonstrate farm-related income of \$10,000 or more; landowners of acreage less than 7 acres must document farm-related income of at least \$50,000.

As directed by New York State law, this Report considers the County's four Agricultural Districts in the context of county and local comprehensive plans, policies and objectives; discusses the impact of nonagricultural development in each district; examines the degree of coordination between local laws and regulations that apply to farm operations and the extent of their influence on farming; and offers recommendations regarding the certification of each proposed agricultural district.

The 2015 Review process

Dutchess County values the important role of the Agricultural District Program in preserving farmland and promoting agriculture. The 2015-2016 review process featured proactive outreach to thousands of landowners and farmers with the goal of increasing the amount of viable farmland enrolled in Districts. The review process was leveraged to educate a broad array of stakeholders about the benefits provided by Agricultural Districts and also to gather valuable data about agricultural commodities and capital investments at Dutchess County farms. The Law establishes procedures for District review and certification which the Review Team implemented. The County dedicated a significant budget and many staff hours in support of a thorough review process. The Agricultural and Farmland Protection Board (AFPB) provided critical guidance and labor.

The AFBP and the Department of Planning and Development (the “Department”) began preparing for the District Review in 2014. In June 2015, NYSDAM provided a “300 day Notice”, confirming that the eight year anniversary date for County Districts is April 16, 2016. The Department acted as project manager on behalf of the AFBP. The Project Team consisted of the AFBP and staff from the Department, Cornell Cooperative Extension Dutchess County (CCE) and the Dutchess County Soil & Water Conservation District (SWCD). CCE’s scope of work included outreach, mailings, worksheet processing, and production of review maps. Together, CCE and SWCD led the farmland viability review and creation of the list of parcels recommended for certification.

The County’s commitment to a thorough review process yielded positive results. The amount of acreage recommended for inclusion within each District increased significantly and total acreage county-wide increased by an impressive 20%, from 164,380 acres to 196,787 acres (see Table 5 below).

Extensive and proactive outreach was a notable feature of the 2015-2016 review. The Review Team reached out to thousands of landowners and farmers, which generated a high rate of worksheet submissions. CCE was the main point-of-contact for landowners and farmers and led public engagement efforts. The Review Team’s outreach efforts are summarized below.

Press release: In March 2015, the Dutchess County Legislature issued a press release announcing the beginning of the review process

Circulation of Ag District maps: In June 2015, certified District maps were posted for public review at the Farm and Home Center in Millbrook and at the County Legislature’s office. CCE staff then created and distributed a map of certified District lands within each Town to Town Clerks for review by officials and the public.

Digital communication: Throughout 2015, CCE included notices of District review in two of its agency e-newsletters. In addition, CCE’s Agricultural Program included similar notices in three of its newsletters. In February 2015, a notice was included in the County Planning

Federation's monthly "Plan On It" newsletter. County Planning staff created two web pages; an Overview description of the Agricultural Districts Program and a second page specific to the 2015-2016 Review process.

Enrollment worksheet - The Team enhanced the Agricultural District Review (enrollment) Worksheet by adding two questions about agricultural production and capital investment. The worksheet was made available as a fillable pdf online on CCE, SWCD and County Planning websites. Hard copies were also available in these offices.

Mailings & follow up outreach- The Team created a mailing list of nearly 3,000 landowners who collectively own over 4,000 parcels. This list encompassed lands already within a certified District, plus possibly viable lands not currently certified. A bulk mailing was sent out in June 2015 to this entire list. The mailing included an explanatory brochure regarding differences between the Agricultural Districts and Agricultural Assessments programs. A second mailing of 2,204 pieces was sent in August to those who did not respond the first mailing. The Team responded to almost 700 email and phone inquiries regarding the Agricultural District Program and the enrollment process. In addition, approximately 100 owners of specified target properties that had not enrolled, but whose lands were assumed to be viable, were individually contacted by Team members.

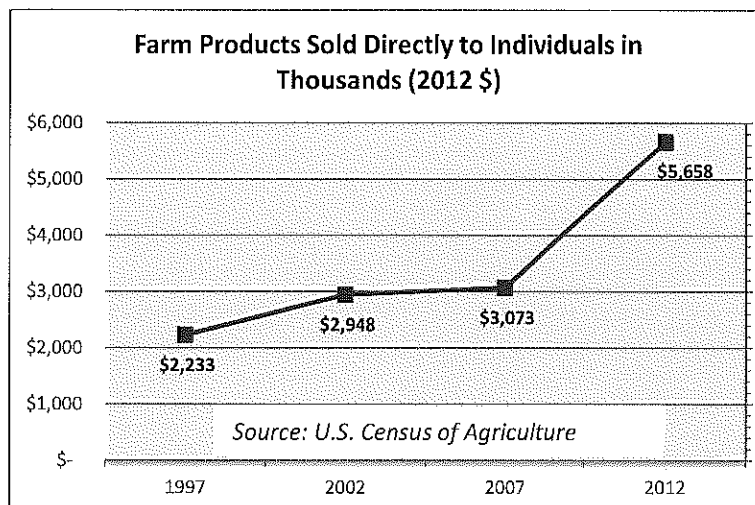
Notices of exclusion from the Districts: In December 2015, letters were sent to 14 landowners who either requested to enroll property(s) or own property that is currently within an Agricultural District and that the Team determined did not meet the viability criteria. These particular parcels are not included in the list of parcels recommended for certification attached herein.

On December 15, NYSDAM staff joined Team members for a windshield tour of farms within all four Districts. NYSDAM staff provided helpful tips on completing a successful review process and indicated that Dutchess County and the Review Team were conducting a thorough and effective Review, above and beyond the requirements of the Law.

Overview of Agriculture in Dutchess County

Table 1

The recently completed County Agricultural and Farmland Protection Plan discovered many indicators of strength within Dutchess farming. Everything from dairy and hops to wool and Christmas trees are produced on the County's estimated 678 farms. The County ranks #1 in the State in sales value of horses and ponies.



Agri-tourism and direct sales are a growing part of agriculture. Farms contribute about \$50 million in sales to the County economy. There are 15 farmers' markets in the County. The market value of agricultural products has increased 41% since 2007. Over 31,000 acres of farmland in Dutchess County have been preserved through conservation easements.

There are, however, some challenges to overcome – some are new, while others are long-standing issues that have been identified as barriers in the past. Lack of processing facilities, the lack of farming's next generation, and loss of farmland due to suburban growth are still significant issues. The table below shows a mix of trends in Dutchess County agriculture over the past 40 years. The number of farms has increased while their average size has decreased. Average sales per farm has dropped significantly, while total farmed acreage has stabilized at around 112,000 acres.

Table 2

Year	No. of Farms	Total Acres	Av. Per farm	Av. Sales Per Farm*
2012	678	112,000	166	\$72,303
2007	656	102,000	156	\$75,740
2002	667	112,000	168	\$60,643
1997	539	106,000	198	\$78,692
1992	554	110,000	198	\$97,753
1987	613	124,000	203	\$123,758
1974	568	136,000	239	NA

Source: U.S. Census of Agriculture *Inflation Adjusted in Constant 2012 dollars using US CPI.

The Agricultural Data Worksheets submitted by landowners during the District Review process indicate that Dutchess farm operators are engaged in increasingly diverse operations. While there are significant numbers of farmers in traditional categories,

there are also a large number whose activities fall into the "Other" category. This may be an indication that Dutchess County farmers are seeking specialty and niche markets. Diversity and adaptability are among the keys to the continued viability of Dutchess County's agriculture industry.

An important product of the 2015-2016 District Review is the compilation of valuable data via the Review Worksheet which contains two questions related to agricultural production and capital investments. Providing the requested information was voluntary and self-reported; staff did not verify the accuracy of any data provided by landowners/farmers. 1274 worksheets were submitted and of these, more than half provided the requested data. Table 3 below summarizes the data received and illustrates that diversity generally, but also concentration within particular sectors, distinguishes Dutchess County agricultural production. Also evident is that local agriculture triggers a very sizeable amount of capital investments.

Table 3

Principal Commodity reported by landowner	Acres dedicated to principal commodity	Amount of Capital Investments over past 7 years	# Farms
<i>Sample size = 757</i>		<i>Sample size = 748</i>	
Agritourism	308	Below \$10,000	225
Aquaculture	278	\$10,000 to \$39,999	218
Beef/cattle	13859	\$40,000 to \$99,999	125
Christmas trees	1484	\$100,000 to \$199,999	67
Corn	3694	Over \$200,000	113
Crops	465		
Dairy	5021		
Deer	3834		
Field corn	6342		
Forestry	422		
Game birds	143		
Other grain	385		
Hay	37442		
Honey	81		
Hops	12		
Horse boarding	7624		
Horse breeding	1430		
Horse lessons	850		
horticulture	769		
Livestock	3293		
Orchard	1366		
Soybeans	1020		
Sugarbush/maple syrup	1289		
Vegetables	1603		
Vineyard	414		

Farmland preservation

It is highly unlikely that it will ever be possible to purchase the development rights on all of the most critical farmland in Dutchess County. In order to be as cost effective as possible, it is important to invest in land conservation projects now, while land values are comparatively low. Farmland protection projects involve purchase of development rights & conservation easements, which restrict landowners' future use of the property in a way that preserves the property for agricultural uses. The Property remains in private ownership and on the tax rolls. Sale or donation of development rights is voluntary. From 1998 through 2014 over \$50 million has been invested in purchase of development rights at Dutchess County farms, representing a major investment into the farm economy and making a significant statement about the importance of farming and farmland preservation for residents. The attached map entitled "Preserved Lands in Dutchess County" shows the extent of protected farmland throughout the County. Nearly 42,000 acres in Dutchess County are protected, of which approximately 31,000 acres are actively farmed.

Dutchess County is an active partner in farmland protection. The Partnership for Manageable Growth is a County initiative that has supported purchase of development rights to over 3,350 acres of important farmland and open space lands in several Towns. The Program provides a matching portion of the purchase price up to 50% of the total project cost. The County Planning Board is currently reviewing and ranking six applications for funding from the 2015 Program budget.

Dutchess County is fortunate to be home to active and experienced land trusts, including the Dutchess Land Conservancy, Scenic Hudson and Winnakee Land Trust, who collectively hold easements to thousands of acres of preserved farmland. The land trusts proactively seek out funding from public and private funding sources to complete purchase of development projects and recently submitted several projects for funding from the state's Hudson Valley Agricultural Enhancement Program.

Municipalities have also been active partners in purchasing of development rights. The Towns of Red Hook, Beekman and LaGrange have previously established PDR funding programs, and the Towns of North East and Union Vale have contributed to specific PDR projects. Red Hook is notable for its farmland protection program, which has contributed to establishing a core area of 3,300 plus acres of protected farmland.

Farm Soils

The Agricultural District Program supports preservation of high-quality soils; those that require few inputs such as fertilizer and generate high yields. Designated "prime" soils are suited to a wide variety of farm crops with relatively few limitations, and represent an irreplaceable agricultural resource. Prime soils are well-drained, nearly-level, fertile, stable, and deep and cover about 15% of the County. Significant concentrations occur along major stream valleys and throughout the towns of Red Hook and Rhinebeck, as well as major portions of Clinton and Pleasant Valley. High-quality soils are also abundant in the

southwestern quadrant of the county but many have been built over. Designated “statewide important” soils support good crop fields, but unlike prime soils they have limitations that require special conservation measures and are suited to a smaller variety of crops. Such soils cover about 32 percent of the county, and are usually found near prime agricultural soils.

Much of the County’s prime and statewide important soil acreage has been developed for residential or commercial uses since the middle of the 20th century and is no longer available for agricultural use. The best of these soils that remain form a critical resource upon which the agricultural industry depends. If land uses that can function satisfactorily on less valuable soils are allowed to continue to consume the best soils in Dutchess County, the county’s agricultural community will be further weakened, and its ability to respond to future changes will be severely impaired.

Population & Farmland Conversion Pressure

An increasing population can have a direct impact on farms. More people may result in more homes and commercial development that can infringe on farmland. From the 1950s until the mid-2000s, Dutchess County experienced sustained and significant population growth. Migration into the county was fueled by its strong economy, relatively low unemployment levels and proximity to the New York metropolitan area. Substantially higher housing and land prices in and around New York City and Westchester County also drew many people north into the County. While the effects were most pronounced in southern Dutchess County, its impacts have spread to other parts of the County. During the past several years however, the rate of population growth has slowed substantially in most municipalities.

Table 6 illustrates population change between 2015 and the last Agricultural District Review in 2007. It shows very modest population growth for the entire county. Some towns lost and some gained population, but changes were not significant. Estimates produced by the Cornell Program on Applied Demographics suggest that, between 2010-2020, population growth will be about 4%, and 1.8% between 2030-2040.

Comprehensive Plan & Zoning summary

In New York State, comprehensive planning and zoning tangibly impact agriculture and farmland protection. Comprehensive plans create the foundation for local land use regulation by establishing policies, visions, and strategies to achieve community objectives. Land use regulations, including zoning, flow from the Comprehensive Plan to meet those community objectives. Both can affect agriculture in many ways. Choices made by local communities in their zoning can drive up land values, make farm expansion or start-ups difficult, cause fragmentation of viable farmland, and hasten conversion to other uses. When local laws restrict agriculture, a sense of impermanence for farming can develop which in turn, can foster disinvestment in farm operations, and ultimately lead to sale of land for development.

A review of local comprehensive plans and zoning laws was completed as part of the 2015 Agricultural and Farmland Protection Plan in order to gauge support given to agriculture throughout the County and to identify areas where this support may fall short. For each community, both the comprehensive plan and zoning law were reviewed for 'farm-friendliness'. 'Farm-Friendliness' was gauged based on how the community planned for and promotes agriculture. For the most part, the nine towns included in the review have comprehensive plans that address agriculture. Long-range planning via comprehensive plans shows much support for agriculture, however, agriculture is treated differently in different locations. Some don't emphasize agriculture very much but place value on farms for their contribution to desired rural character. Others specifically identify the important role agriculture plays in the economy, environment, and culture of the community. There is, unfortunately, often disconnect between plans and laws. The support shown for agriculture via the comprehensive plans does not always translate into a supportive regulatory climate for farms within a zoning code.

Compatibility with County Plans and Objectives

2015 Agricultural and Farmland Protection Plan: In the Fall of 2013, the AFPB with assistance by the Department of Planning and Development, undertook a complete update to the County's Agricultural & Farmland Protection Plan. The Plan was prepared with extensive input from farmers, government agencies, not-for-profit organizations, and the general public. The Plan identified agricultural strengths, weaknesses, opportunities, and threats and found that there are many significant and positive features that make this a great county in which to farm. A combination of climate, soils, supportive agencies and organizations, access to a large population, growing market demand for local products, and positive attitudes about farming's future provide a strong foundation for enhancing agriculture in the County. Five priority Initiatives were developed to help the County foster a robust agricultural economy and further protect farmland;

Initiative 1 - Coordination and Collaboration through an Agricultural Navigator & Agricultural Advisory Committee

Initiative 2 - Agricultural Economic Development and Business Retention & Expansion Program

Initiative 3 - Farmland Preservation

Initiative 4 - Farm Friendly Regulation

Initiative 5 - Marketing, Public Relations and Awareness

The County's proactive and thorough Review process resulted in total growth of 19% in Agricultural District acreage and is a tangible step towards fulfillment of Initiatives 3, 4 and 5. The County's commitment to a successful Agricultural District Program demonstrates our commitment to the goals of the Plan.

Greenway Connections: Greenway Connections was adopted by the County Legislature in 1999 and was designed to help communities fulfill the farmland protection objectives cited in *Directions*, the County's Comprehensive Plan. The Greenway Guides are a series of

concise, visually oriented, two-page information sheets offering best practice examples of Greenway Connections principles in action. Four Guides focus on preserving the countryside and provide standards for cluster or conservation design, for preventing residential strip development along rural roads, for creating site-specific farm development plans that direct development away from productive farmland, and for protecting water resources in rural areas.

In partnership with local communities and agencies, the County has established successful programs to support agriculture and farmland protection. The County has also developed municipal Centers and Greenspaces maps for several communities. The recommended, expanded Agricultural Districts directly support Greenway Connections goals.

County Objectives/Programs

The Agricultural Districts Program aligns with County objectives to support agriculture and farmland protection. The County supports that objective through a range of innovative programs;

- The County's Partnership for Manageable Growth Open Space & Farmland Protection Program is described on page 5 above;
- The County supports agricultural programming that is delivered by CCE, SWCD and other partners;
- The County has developed a series of GIS data layers that are available to all municipalities including Agricultural Districts, parcels, soils, topography and water resources. These layers help to identify important farm resources and steer development to more compatible areas;
- Dutchess County Tourism hosts a Dutchess Farm Fresh Program with Metro North Rail each fall to bring visitors from New York City to experience local farms and learn more about eating local and staying healthy;
- County Departments provide education and training to local communities about land management and planning. For example, the County Planning Department produces a monthly e-newsletter on behalf of the Dutchess County Planning Federation and utilizes its other media outlets to forward best practices. In 2016 the Department will provide an agricultural focused training for members of local planning, zoning and other boards;
- The County is moving forward proactively with implementation of the Agricultural and Farmland Protection Plan. The Agricultural Advisory Committee was formed in August 2015 to spearhead implementation of the Plan and to advise the County Executive on agricultural issues. The Committee's current focus is defining the responsibilities of a planned new County "Agricultural Navigator" staff position to begin work in 2016.

Overview of proposed Dutchess County Agricultural Districts

The 2015 review process featured proactive outreach to thousands of landowners & farmers with the goal of increasing district-enrolled acreage. The Review Team carefully vetted enrolled parcels to ensure that the proposed Districts include only properties that meet the Law's viability standard and that are worthy of the important protections provided by the Agricultural Districts Program. The County's commitment to a thorough review process yielded positive results. Table 4 compares the proportion of District lands to non-District lands within the municipal boundaries of the four districts. Countywide, District lands comprise 38% of the County's total land area. Table 5 illustrates total acreages of recommended Districts compared to those of currently certified Districts. Compared to 2007, 2015 recommended acreage has increased by 19%.

Table 4

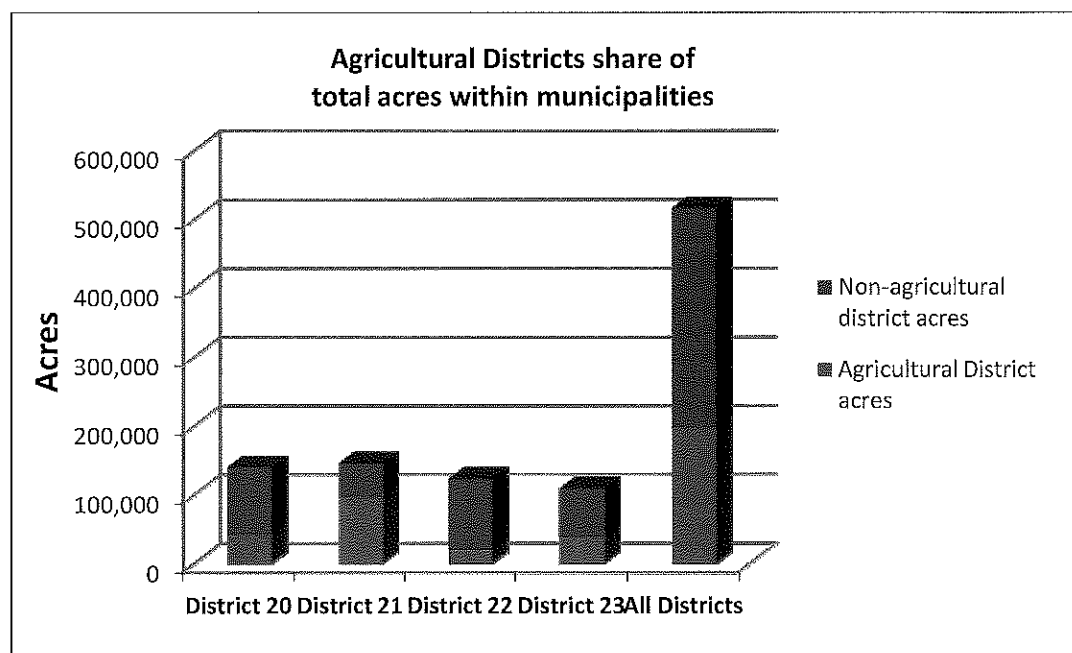
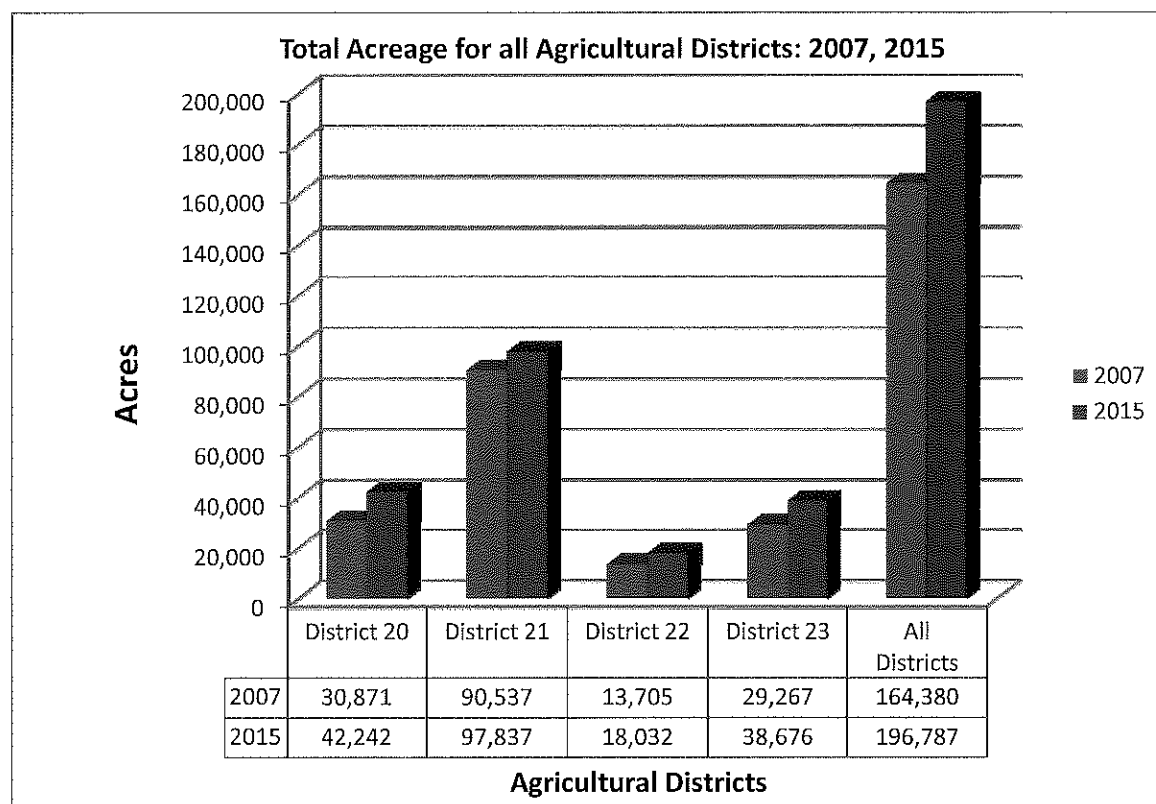


Table 5**Agricultural District 20**

District 20 includes the Towns of Red Hook, Rhinebeck, Milan, Clinton, Hyde Park and Pleasant Valley. Farm-related businesses, including several of the County's most active farm markets and pick-your own operations, make a significant contribution to the District economy. Only a few scattered parcels of active farmland remain in Hyde Park. Red Hook contains one of the County's most productive "critical masses" of farmland.

Acres

42,242 2015 recommended District acreage

30,871 2007 District acreage

11,371 Increase 2007-2015

36,290 Acres in farms*

9,783 Acres cropped

14,416 Acres owned by farmers

21,874 Acres rented by farmers

**Acres in farms represents the sum of acres owned by farmers and rented by farmers*

Agricultural District 21

District 21 includes the Towns of Amenia, North East, Pine Plains, Stanford, and Washington. This quadrant of Dutchess County has been the center of the local dairy

industry for many decades, particularly within the Town of North East. While many of these traditional farm operations have gone out of operation, others have converted to other forms of agriculture, including equestrian facilities and vineyards. The Towns of Washington, Stanford, and Amenia have a high concentration of open space and farmland. Growth in the equine industry remains a strong force as the shift in agriculture of the County continues.

Acres

97,837	2015 recommended District acreage
90,537	2007 District acreage
7,300	Increase 2007-2015
65,232	Acres in farms
22,499	Acres cropped
36,829	Acres owned by farmers
28,403	Acres rented by farmers

Data gathered through enrollment worksheets indicates that District 21 has a strong level of hay production, equine industry, and a variety of other non-dairy livestock. The fact that livestock is a consumer of hay would indicate the growth of an interdependent agriculture industry. Other sectors showing strong presence in this District are the vegetable and Christmas tree sectors. Field crops (grain) production is also a visible sector as it supports the dairy industry. In addition to these visible agriculture activities the District also shows strong signs of activity in a wide range of other sectors indicating that a diversified agriculture industry is present. This is indicative of a mature agriculture region beginning to move away from more traditional agriculture into niche and specialized types of agriculture activities.

Agricultural District 22

Agricultural District 22 includes the towns of Towns of East Fishkill, Fishkill, LaGrange, Poughkeepsie, Wappinger and the cities of Poughkeepsie and Beacon. These are largely urban and suburban communities. Some of the Towns have very little remaining land in the Agricultural District.

Acres

18,032	2015 recommended District acreage
13,705	2007 District acreage
4,327	Increase 2007-2015
12,216	Acres in farms
3,782	Acres cropped
11,691	Acres owned by farmers
525	Acres rented by farmers

District 22 farms are focused upon hay production, horses, and a variety of other non-dairy livestock. Other sectors include vegetable and Christmas trees. The District is moving away from more traditional agriculture into niche and specialized types of

agriculture activities.

Agricultural District 23

Agricultural District 23 includes the Towns of Beekman, Dover, Union Vale, and Pawling. The demographics and land use patterns in Agricultural District 23 have seen significant changes.

Acres

38,676	2015 recommended District acreage
29,267	2007 District acreage
9,409	Increase 2007-2015
31,293	Acres in farms
4,924	Acres cropped
25,015	Acres owned by farmers
6,277	Acres rented by farmers

Dover has a substantial amount of both open space and active agricultural land. The majority of the town's open space is located in its northwest corner, or in the river valley of both the Ten Mile River and the Swamp River (east of route 22). District 23 shows a strong level of hay production, equine industry, and a variety of other non-dairy livestock. The fact that livestock is a consumer of hay would indicate the growth of an interdependent agriculture industry. While there are a few primary agriculture activities the District also shows strong signs of a diversified agriculture industry. This is indicative of a mature agriculture region beginning to move away from more traditional agriculture into niche and specialized types of agriculture activities.

Recommendation

Based on the preceding discussion, the Agriculture and Farmland Protection Board supports the continued viability of the New York State Agricultural District program in Dutchess County and recommends that Agricultural Districts 20, 21, 22, and 23 be approved by the Dutchess County Legislature and forwarded to the State of New York Department of Agriculture and Markets for official certification

Note: Requests for inclusion as part of this review process and not received within 5 business days of the Legislative Public Hearing will be referred for application to participate under the annual inclusion process (Article 25AA, section 303-b, paragraph 2a).

Table 6**Population Change 2007 to 2015 – Dutchess County municipalities**

Municipalities	July 1st 2007	July 1st 2014	% change 2007-2014
Dutchess County	295,319	296,579	0.4%
CITIES			
Beacon city	15,494	14,238	-8.1%
Poughkeepsie city	32,263	30,513	-5.4%
TOWNS			
Amenia	4,389	4,353	-0.8%
Beekman	14,477	14,473	0.0%
Clinton	4,271	4,281	0.2%
Dover	8,727	8,550	-2.0%
East Fishkill	28,320	29,332	3.6%
Fishkill	21,517	23,596	9.7%
Hyde Park	21,589	21,309	-1.3%
La Grange	15,651	15,750	0.6%
Milan	2,371	2,362	-0.4%
North East	3,045	3,003	-1.4%
Pawling	8,272	8,374	1.2%
Pine Plains	2,515	2,456	-2.3%
Pleasant Valley	9,579	9,769	2.0%
Poughkeepsie	43,537	44,640	2.5%
Red Hook	11,162	11,263	0.9%
Rhinebeck	7,696	7,838	1.8%
Stanford	3,777	3,796	0.5%
Union Vale	4,815	4,849	0.7%
Wappinger	27,068	27,137	0.3%
Washington	4,784	4,697	-1.8%
Source: U.S. Census Estimates Program (Town data includes Village data)			

Attachments

1. List of parcels recommended by the Agricultural and Farmland Protection Board for certification in the four Agricultural Districts
2. Public Notice from County Legislature announcing the beginning of the Review Process, with cover letter to Supervisors and Mayors, dated March 30, 2015
3. Letters #1 to landowners
4. Agricultural District Review worksheet
5. Letter #2 to landowners
6. Letter sent to landowners whose properties are recommended to be excluded from newly certified Districts
7. Resolution of AFPB to approve list of recommended parcels

Recommended List of Parcels for Agricultural Districts #20, 21, 22 and 23

SWIS #	PRINT_KEY #
132000	6967-00-792944-0000
132000	6967-00-983502-0000
132000	6967-00-985206-0000
132000	6968-00-690809-0000
132000	6968-00-734167-0000
132000	6968-00-768647-0000
132000	6968-00-770413-0000
132000	6968-00-827128-0000
132000	6968-00-851534-0000
132000	6968-00-892300-0000
132000	6968-00-917063-0000
132000	6968-00-930430-0000
132000	7063-00-655949-0000
132000	7064-00-290820-0000
132000	7064-00-328720-0000
132000	7064-00-360795-0000
132000	7064-00-373580-0000
132000	7064-00-395166-0000
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132000	7064-00-482564-0000
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132000	7064-00-871177-0000
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132000	7064-00-935032-0000
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132000	7164-00-156722-0000
132000	7164-00-158170-0000
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132000	7164-00-177005-0000
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132000	7166-00-403720-0000
132000	7166-00-515886-0000
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132000	7166-00-685991-0000
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132000	7166-00-914323-0000
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132000	7167-00-158737-0000
132000	7167-00-212034-0000
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Dutchess County Agricultural and Farmland Protection Board



June 17, 2015

1010 Holdings LLC
Attn: Stefano Ferraro
437 Route 308
Rhinebeck, NY 12572

Dear Landowner,

New York State Law requires that the Agricultural Districts in each county regularly be reviewed and certified to reflect changes in enrollment. Our records indicate that you have land currently in or potentially eligible to be in an Agricultural District. To enroll your eligible properties in an Agricultural District, you must complete and return the attached worksheet, providing all requested information, as soon as possible. Retain a copy for your records. The information you provide will be used for statistical purposes only. Your responses will be kept confidential and will not be disclosed in identifiable form to anyone other than staff pertinent to the Agricultural District program.

Worksheets are also available online at <http://ccedutchess.org/agriculture-horticulture/agriculture.php>. Worksheets may be submitted via email (AgDistrict@cornell.edu) or mailed to:

Agricultural District Re-certification
c/o Cornell Cooperative Extension Dutchess County
2715 Route 44, Suite 1
Millbrook, NY 12545

you have questions about how to enroll your parcel(s) into an Agricultural District, call 845-677-8223 ext. 118. The County website also contains enrollment worksheets and detailed information about the value and importance of Agricultural Districts.

Sincerely,

Agriculture and Farmland Protection Board of Dutchess County

Below is a list of parcels you own and current status relative to Agricultural Districts:

<u>Parcel</u>	<u>Parcel Location</u>	<u>Description</u>
133600-6571-00-157408	Rowe Rd	Currently in Agricultural District
133600-6571-00-409579	92 Rowe Rd	Currently in Agricultural District

Dutchess County Agricultural and Farmland Protection Board



August 10, 2015

Catherine J Cusack
Attn: Flat B, 6/F Block 1
8 Mount Austin Rd
Hong Kong,

****Second Notice****

Dear Landowner,

New York State Law requires that the Agricultural Districts in each county regularly be reviewed and certified to reflect changes in enrollment. Our records indicate that you have land currently in or potentially eligible to be in an Agricultural District. Unless you submit the enclosed Review Worksheet, your property risks being removed from the District. When completing the Worksheet please write legibly, provide all requested information and retain a copy for your records. Your responses will be kept confidential and will not be disclosed in identifiable form to anyone other than staff pertinent to the Agricultural District program.

Agricultural Districts help to preserve agricultural lands and provide specified benefits to landowners and farmers. Whether parcels enrolled in an Agricultural District are eligible for the Agricultural Value Assessment program (a land tax benefit) is determined on an individual basis.

In order to enroll your parcel in the newly certified District, the worksheet should be submitted before September 4, 2015. Worksheets can be found at the Cornell Cooperative Extension Dutchess County website and may be submitted via email to AgDistrict@cornell.edu or mailed to the address shown on the worksheet.

If you have questions about enrolling your parcel(s) in an Agricultural District, call 845-677-8223 ext. 118. The website of the County Department of Planning Development also contains enrollment worksheets and detailed information about the value and importance of Agricultural Districts.

Sincerely,

Agriculture and Farmland Protection Board of Dutchess County

Below is a list of parcels you own and current status relative to Agricultural Districts:

<u>Parcel</u>	<u>Parcel Location</u>	<u>Description</u>
135200-6569-00-865091	1676 Bulls Head Rd	Currently in Agricultural District



December 15, 2015

Land owner name

What ever street

City, State and Zip Code

Tax parcel number: 123456-1234-12-123456-1234

Dear [Landowner name],

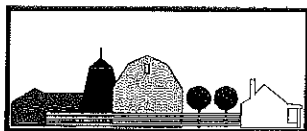
New York State law requires that Agricultural Districts within each county be regularly reviewed and re-certified (refer to Article 25AA, section 303-A). This review process is currently under way in Dutchess County and will be completed in 2016. **Our records indicate that you have either requested to enroll property(s) or own property that is currently within an Agricultural District.**

Based on our records and information the land identified above appears to not meet the criteria to be included in an Agricultural District. You do not need to take any action to have your land excluded from the Agricultural District in 2016 when the re-certification process concludes.

Should you need to clarify the Agricultural District re-certification process please reference the enclosed brochure or contact Nancy Halas, Cornell Cooperative Extension at 845-677-822367 ext. 122.

Sincerely,

Agriculture and Farmland Protection Board of Dutchess County



**Dutchess County
Agriculture and
Farmland
Protection
Board**

Harry Baldwin
Chairman
845/266-5378

Art Collings
Vice Chairman
Dutchess Land Conservancy
845/677-3002 Ext. 100

Peter Coon
Coon Brothers Partnership
845/373-8328

Dave Fraleigh
Rose Hill Farm
845/758-9221

Agri-business
Edward C. Hackett
Hackett Farm Supply, Inc.
845/266-3494

Brian Scoralick
DC Soil & Water
Conservation District
845/677-8011 ext.3

Gregg Pulver
DC Legislator
914-474-0908

Eric Axelsen
DC Real Property Tax
845/486-2140

Eoin Wrafter
DC Acting Commissioner of
Planning and Development
845/486-3600

Jennifer Fimbel
Cornell Cooperative
Extension
845/677-8223

**Resolution
Of the**

Dutchess County Farmland Protection Board

At a meeting go the Dutchess County Farmland Protection Board ("Board") held on the 12th day of November, 2015 in Millbrook, NY, the following resolution was adopted by a vote of the entire Board, to wit:

Whereas, Section 303-a of the New York State Agriculture and Markets Law sets forth the requirement that the County Farmland Protection Board complete a review of all parcels in the Agricultural Districts every eight years; and

Whereas, the deadline to complete the eight year review is April 16, 2016; and

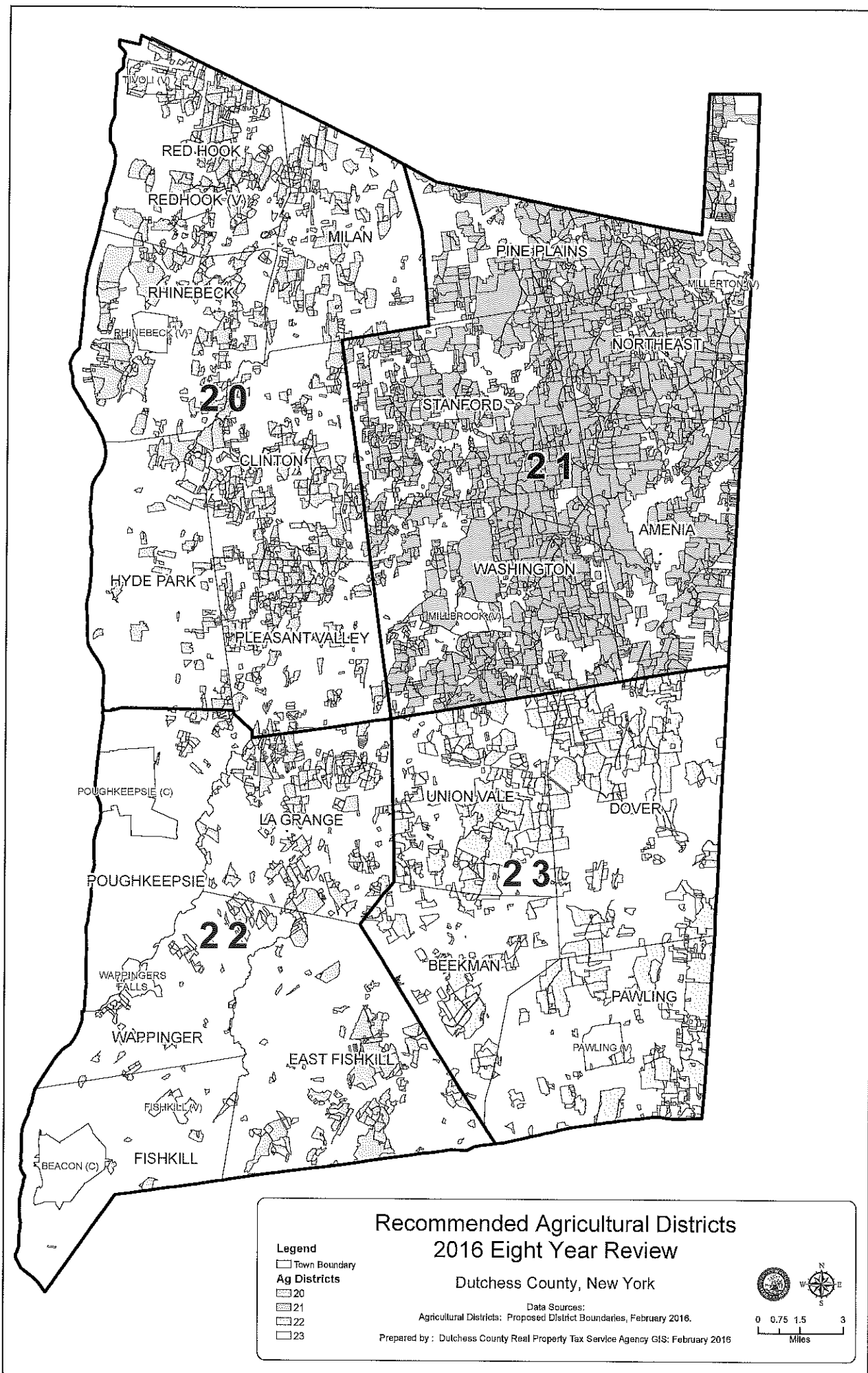
Whereas, staff from Cornell Cooperative Extension, Soil and Water Conservation District and members of the Board procured applications from property owners interested in enrolling their property(s) in the Districts and the Board reviewed and assessed the appropriateness of each property for inclusion; and

Whereas, by a majority vote of on November 12th, 2015, that the Board recommends to the Dutchess County Legislature that the list of properties attached hereto (with maps), be approved for inclusion into the newly certified Agricultural District.

In Witness Whereof, I, Harry Baldwin, Chairman of the Dutchess County Farmland Protection Board, certify that the foregoing resolution was adopted by the Board at its November 12, 2015 meeting.

Harry W. Baldwin

Date: 2-9-16

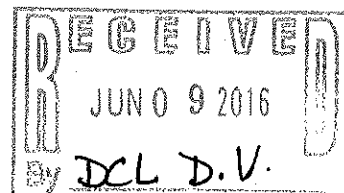




Agriculture and Markets

ANDREW M. CUOMO
Governor

RICHARD A. BALL
Commissioner



Carolyn Morris, Clerk
Dutchess County Legislature
22 Market Street
Poughkeepsie, NY 12601

Dear Ms. Morris:

In accordance with Section 303-a of the Agriculture and Markets Law, the Dutchess County Legislature submitted to me, by Resolution No. 2016081, a district renewal plan with modifications for Dutchess County Agricultural District No. 20.

Following review of the plan and its related documentation, I find that the plan is eligible for districting.

In accordance with the statutory procedures for certification of agricultural district review plans, the Commissioner of Environmental Conservation has determined that the District is consistent with state environmental plans, policies and objectives.

In consideration of my review of the plan and the determination of the Commissioner of Environmental Conservation, I hereby certify that:

- A. The District is eligible for districting.
- B. The District consists predominantly of viable agricultural land.
- C. The plan of the District is feasible.
- D. The District will serve the public interest by assisting in maintaining a viable agricultural industry within the District and the state.

The county is required to complete the next review of Dutchess County Agricultural District No. 20 on or before March 12, 2024.

Signed and Sealed at the Town of Colonie,
County of Albany, NY,
This 1st day of June, 2016

Sincerely,

Richard A. Ball
Commissioner

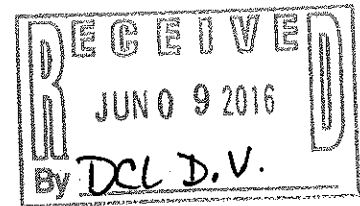
cc: Ruth Moore, ED, CCE of Dutchess County
Susan Hoskins, IRIS
Harry Baldwin, Chair, Dutchess Co. AFPB
Eoin Wrafter, Commissioner, Dutchess Co. Dept. of Planning and Development
Michael Sabellico, Chair, Agriculture Advisory Committee



ANDREW M. CUOMO
Governor

Agriculture and Markets

RICHARD A. BALL
Commissioner



Carolyn Morris, Clerk
Dutchess County Legislature
22 Market Street
Poughkeepsie, NY 12601

Dear Ms. Morris:

In accordance with Section 303-a of the Agriculture and Markets Law, the Dutchess County Legislature submitted to me, by Resolution No. 2016082, a district renewal plan with modifications for Dutchess County Agricultural District No. 21.

Following review of the plan and its related documentation, I find that the plan is eligible for districting.

In accordance with the statutory procedures for certification of agricultural district review plans, the Commissioner of Environmental Conservation has determined that the District is consistent with state environmental plans, policies and objectives.

In consideration of my review of the plan and the determination of the Commissioner of Environmental Conservation, I hereby certify that:

- A. The District is eligible for districting.
- B. The District consists predominantly of viable agricultural land.
- C. The plan of the District is feasible.
- D. The District will serve the public interest by assisting in maintaining a viable agricultural industry within the District and the state.

The county is required to complete the next review of Dutchess County Agricultural District No. 21 on or before March 12, 2024.

Signed and Sealed at the Town of Colonie,
County of Albany, NY,
This 7th day of June, 2016

Sincerely,

Richard A. Ball
Commissioner

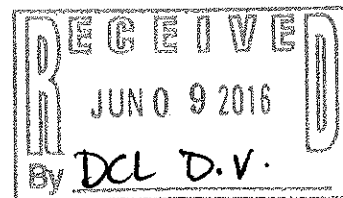
cc: Ruth Moore, ED, CCE of Dutchess County
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Michael Sabellico, Chair, Agriculture Advisory Committee



ANDREW M. CUOMO
Governor

Agriculture and Markets

RICHARD A. BALL
Commissioner



Carolyn Morris, Clerk
Dutchess County Legislature
22 Market Street
Poughkeepsie, NY 12601

Dear Ms. Morris:

In accordance with Section 303-a of the Agriculture and Markets Law, the Dutchess County Legislature submitted to me, by Resolution No. 2016083, a district renewal plan with modifications for Dutchess County Agricultural District No. 22.

Following review of the plan and its related documentation, I find that the plan is eligible for districting.

In accordance with the statutory procedures for certification of agricultural district review plans, the Commissioner of Environmental Conservation has determined that the District is consistent with state environmental plans, policies and objectives.

In consideration of my review of the plan and the determination of the Commissioner of Environmental Conservation, I hereby certify that:

- A. The District is eligible for districting.
- B. The District consists predominantly of viable agricultural land.
- C. The plan of the District is feasible.
- D. The District will serve the public interest by assisting in maintaining a viable agricultural industry within the District and the state.

The county is required to complete the next review of Dutchess County Agricultural District No. 22 on or before March 12, 2024.

Signed and Sealed at the Town of Colonie,
County of Albany, NY,
This 1st day of June, 2016

Sincerely,

Richard A. Ball
Commissioner

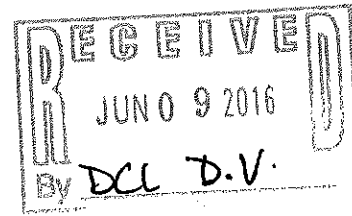
cc: Ruth Moore, ED, CCE of Dutchess County
Susan Hoskins, IRIS
Harry Baldwin, Chair, Dutchess Co. AFPB
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Michael Sabellico, Chair, Agriculture Advisory Committee



Agriculture and Markets

ANDREW M. CUOMO
Governor

RICHARD A. BALL
Commissioner



Carolyn Morris, Clerk
Dutchess County Legislature
22 Market Street
Poughkeepsie, NY 12601

Dear Ms. Morris:

In accordance with Section 303-a of the Agriculture and Markets Law, the Dutchess County Legislature submitted to me, by Resolution No. 2016084, a district renewal plan with modifications for Dutchess County Agricultural District No. 23.

Following review of the plan and its related documentation, I find that the plan is eligible for districting.

In accordance with the statutory procedures for certification of agricultural district review plans, the Commissioner of Environmental Conservation has determined that the District is consistent with state environmental plans, policies and objectives.

In consideration of my review of the plan and the determination of the Commissioner of Environmental Conservation, I hereby certify that:

- A. The District is eligible for districting.
- B. The District consists predominantly of viable agricultural land.
- C. The plan of the District is feasible.
- D. The District will serve the public interest by assisting in maintaining a viable agricultural industry within the District and the state.

The county is required to complete the next review of Dutchess County Agricultural District No. 23 on or before March 12, 2024.

Signed and Sealed at the Town of Colonie,
County of Albany, NY,
This 1st day of June, 2016

Sincerely,

Richard A. Ball
Commissioner

cc: Ruth Moore, ED, CCE of Dutchess County
Susan Hoskins, IRIS
Harry Baldwin, Chair, Dutchess Co. AFPB
Eoin Wrafter, Commissioner, Dutchess Co. Dept. of Planning and Development
Michael Sabellico, Chair, Agriculture Advisory Committee

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)	<i>absent</i>	
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		
Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016084 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 23

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present:	<u>24</u>	Resolution:	<u>✓</u>	Total :	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<u> </u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2016084 AGRICULTURAL DISTRICT RECERTIFICATION – AGRICULTURAL DISTRICT 23

Date: April 11, 2016

RESOLUTION NO. 2016085

RE: CONFIRMING REAPPOINTMENT TO THE DUTCHESS COUNTY
BOARD OF ETHICS

Legislators SAGLIANO, MICCIO, STRAWINSKI, FLESLAND, ROMAN, LANDISI,
TRUITT, NESBITT, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, Local Law No. 7 of 2000, terminated the existing Dutchess County Board
of Ethics and established a new Board of Ethics, and

WHEREAS, Local Law No. 7 of 2000 was amended by Local Law No. 2 of 2001,
Local Law No. 7 of 2001 and Local Law No. 5 of 2004, and

WHEREAS, pursuant to said Local Law, the County Executive is authorized to make
appointments and reappointments to the Board of Ethics, subject to confirmation by this Legislature,
and

WHEREAS, by Resolution No. 2013205, the County Executive appointed and this
Legislature confirmed and appointed Yvonne Flowers for the term of May 13, 2013 through December
31, 2015, and

WHEREAS, the Dutchess County Executive has submitted to this Legislature his
reappointments to the Board of Ethics, who is qualified to serve on said Board, now therefore, be it

RESOLVED, that the following individual reappointed to the Board of Ethics by the
Dutchess County Executive is hereby confirmed:

REAPPOINTMENT

YVONNE FLOWERS
31 Lent Street
Poughkeepsie, NY 12601

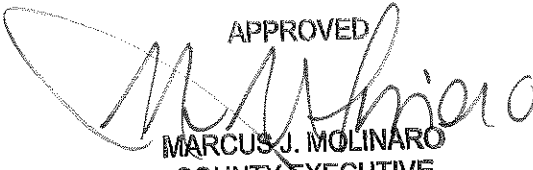
TERM

1/1/16-12/31/2016

CA-052-16
CRC/sjm/kvh/G-0131
3/14/16
Fiscal Impact: None
STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original
resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct
transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (C)	<i>absent</i>	
District 4 - Town of Hyde Park	Black	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman (VC)		

Present: 10

Resolution: ✓

Total : 10 0

Absent: 2

Motion:

Yes 0 No

Vacant: 0

Abstentions: 0

2016085 CONFIRMING REAPPOINTMENT TO THE DUTCHESS COUNTY BOARD OF ETHICS

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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District 12 - Town of East Fishkill	Metzger		
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District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: 24

Motion: 0

Total: 24 0

Yes No

Abstentions: 0

2016085 CONFIRMING REAPPOINTMENT TO THE DUTCHESS COUNTY BOARD OF ETHICS

Date: April 11, 2016

APPOINTMENT OF COMMISSIONER OF THE BOARD OF ELECTIONS

Pursuant to Election Law section 3-204, the following members, constituting a majority of the Democratic legislative body of the Dutchess County Legislature, by their signatures below, hereby appoint Marco Caviglia as the Democratic Commissioner of the Board of Elections for the term commencing on January 1, 2017 through December 31, 2018.

Dated: April 13, 2016

Micki Strawinski

MICKI STRAWINSKI

Kari Rieser

KARI RIESER

Craig Brendli

CRAIG BRENDLI

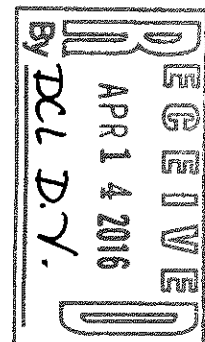
Hannah Black

HANNAH BLACK

Barbara Jeter Jackson

BARBARA JETER-JACKSON

DUTCHESS COUNTY
CLERK'S OFFICE
RECEIVED
2016 APR 14 AM 10:43



STATE OF NEW YORK
STATE BOARD OF ELECTIONS

ELECTION COMMISSIONER CERTIFICATION

To the Clerk of the County (Board of Supervisors or Legislature), County of Dutchess

I certify that:

At a meeting of the Democratic County Committee of the County
of Dutchess, held on the 5th day of March, 20 16, at
8 Tymar Park Rd., Lagrangeville, New York, under the provisions of the Election Law and rules
of the County Committee, a quorum being present,

Marco Caviglia, residing at
(Name)
356 Freedom Rd., Pleasant Valley, New York, 12569 was
(Address) (Zip Code)

recommended by majority of said committee as a suitable and qualified person for appointment to the office of
Commissioner of Elections,

- ☒ for the term beginning January 1, 2017
☐ to fill an existing vacancy in said office for the remainder of the current term

and that said designee is a registered voter of the County of Dutchess and a duly
enrolled member of the Democratic Party.

488 FREEDOM PLAINS Rd
Dated at POUGHKEEPSIE, NY 12603, New York

3/10, 2016
(Date)

Chris Sumner
(Chair)

PULLED IN CAUCUS 4/11/16
MARCO CAVIGLIA APPOINTED 4/11/16 BY
DEMOCRATIC CAUCUS

Government Services and Administration

RESOLUTION NO. 2016086

RE: REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Legislators STRAWINSKI, JETER-JACKSON, and REISER offer the following and move its adoption:

WHEREAS, the term of Marco Caviglia as Commissioner of Elections will expire on December 31, 2016, and

WHEREAS, pursuant to Section 3-204 of the Election Law, the County Committee of the Democratic Party has recommended that Marco Caviglia be reappointed as such Commissioner of Elections, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint Marco Caviglia to a two-year term as Commissioner of Elections for Dutchess County commencing on the first day of January 2017 and expiring on the 31st day of December 2018.

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

§ 3-202

ELECTION LAW

2. The local legislative body may, at any time, determine that the terms of office for commissioners shall be staggered and may make subsequent appointments so as to provide for staggered terms of office thereafter.

(L.1976, c. 233, § 1.)

§ 3-204. Election commissioners; appointment

1. At least thirty days before the first day of January of any year in which a commissioner of elections is to be appointed, the chairman or secretary of the appropriate party county committee shall file a certificate of party recommendation with the clerk of the appropriate local legislative body.

2. Party recommendations for election commissioner shall be made by the county committee or by such other committee as the rules of the party may provide, by a majority of the votes cast at a meeting of the members of such committee at which a quorum is present. If at any time a vacancy occurs in the office of any election commissioner other than by expiration of term of office, party recommendations to fill such vacancy shall be made by the county committee or by such other committee as the rules of the party may provide, by a majority of the votes cast at a meeting of the members of such committee at which a quorum is present.

3. The certificate filed shall be in such form and contain such information as shall be prescribed by the state board of elections.

4. Commissioners of election shall be appointed by the county legislative body, or in the city of New York, by the city council. Provided, however, that if a legislative body shall fail to appoint any person recommended by a party for appointment as a commissioner pursuant to this section, within thirty days after the filing of a certificate of recommendation with such legislative body, then the members of such legislative body who are members of the political party which filed such certificate may appoint such person. If none of the persons named in any of the certificates filed by a party are so appointed within sixty days after the filing of any such certificate, then such party may file another certificate within thirty days after the expiration of any such sixty day period recommending a

ELECTION OFFICIALS

§ 3-212

different person for such appointment. If a party fails to file a certificate within the time prescribed by this section, the members of the legislative body who are members of such party may appoint any eligible person to such office.

5. If at any time a vacancy occurs in the office of any election commissioner other than by expiration of term of office, such vacancy shall be filled as herein provided for the regular appointment of a commissioner except that a person who fills a vacancy shall hold such office during the remainder of the term of the commissioner in whose place he shall serve. Certificates of party recommendation to fill such vacancy shall be filed not later than forty-five days after the creation of the vacancy.

(L.1976, c. 233, § 1. Amended L.1976, c. 234, § 9; L.1984, c. 455, § 1; L.1997, c. 453, § 1, eff. Aug. 26, 1997.)

§ 3-208. Election commissioners; salaries

Each election commissioner in the same county shall receive an equal salary. The salary shall be an annual salary to be fixed by the county legislative body except that each commissioner of elections in the city of New York shall receive the sum of three hundred dollars for each day's attendance at meetings of the board or any of its committees, not to exceed thirty thousand dollars a year.

(L.1976, c. 233, § 1. Amended L.1980, c. 147, § 1; L.1984, c. 479 § 1; L.1985, c. 394, § 1; L.1993, c. 679, § 1; L.2007, c. 590, § 1, eff. Sept. 14, 2007.)

§ 3-210. Election commissioners; certificate of appointment, filing of

The certificate of appointment of an election commissioner shall be filed in the office of the clerk of the county where the commissioner resides and the clerk shall immediately notify the state board of elections of the appointment.

(L.1976, c. 233, § 1.)

§ 3-212. Boards of elections; organization, proceedings, reports and records

1. The election commissioners, at their first meeting after the first day of January of each year, shall organize as a board,

Morris, Carolyn

From: Kevin McCarthy [kmccarthy7978@gmail.com]
ent: Saturday, April 09, 2016 8:01 PM
fo: Strawinski, Micki
Cc: CountyLegislature; Borchert, Dale; Nesbitt, Ellen; Sagliano, Don; Black, Hannah; Roman, Kenneth; Flesland, Angela; Truitt, Will; Brendli, Craig; Jeter-Jackson, Barbara; Metzger, John D.; Bolner, Donna; Incoronato, Joseph; Forman, John; Miccio, James J.; Landisi, Jerry; Pulver, Gregg; Horton, Marge; Coviello, Marc; Thomes, John; Surman, Alan; Washburn, Sandy; Rieser, Kari; Tyner, Joel; Amparo, Francena
Subject: Re: Democratic BOE Commisioner

Legislator Strawinski

Thank you for taking the time out of your weekend to respond. It is much appreciated. I certainly agree it is time to revisit Election Law on this as well as many other matters. My immediate interest, however, is with this issue the Legislature is currently facing and please do not mistake my concerns as being personal. As I stated in my letter to Chairman Borchert regarding Mr. Caviglia's re-appointment, there seems to be some opposing views on the issue from within the Democratic Caucus. More than one member has stated that those opposing views stem from Mr Caviglia's job performance. I feel that those matters are best discussed and settled at the Caucus level. I have asked that the Chairman not take up the Caviglia resolution in order to allow your caucus additional time to discuss the issue. The 30 days allowed should provide ample time to find consensus within the caucus or at the very least to assuage the concerns with those who have them. We should not expect the opposition party to wade into this apparent disagreement within your caucus.

Again, many thanks for your prompt reply to my concern and many thanks to your service to our Party. Enjoy the rest of your weekend.

Regards
Kevin McCarthy, Chair
Fishkill Democratic Committee

On Sat, Apr 9, 2016 at 4:45 PM, Micki Walsh-Strawinski <mickiws7856@gmail.com> wrote:
Dear Mr. McCarthy -

Thank you for reaching out.

As per my statement on the floor, my misgivings about making ANY appointment so far in advance of the expiration of a term are not personal, rather procedural.

If the resolution is adopted and the appointment is made, term will extend until December 31, 2018.

I am not sure that any other appointed position has the kind of generous leeway with extension of terms as that of Elections Commissioner.

Perhaps it is time to revisit Election Law and advocate for a change that would dictate those reappointment's could not be considered until, say, 90 days prior to the expiration of the term.

Micki Strawinski, County Legislator
District 20
Leader, Democratic Caucus

On Sat, Apr 9, 2016 at 10:26 AM, Kevin McCarthy <kmccarthy7978@gmail.com> wrote:

Chairman Borchert -

write to you in light of recent events regarding the Democratic Board of Elections Commissioner.

It is my understanding that there is some serious concern regarding the attendance record of Mr. Caviglia to his post at the Board of Elections and that evidence was provided to support this claim. In Democratic circles its been no secret that Mr. Caviglia has been operating a thriving legal business while simultaneously serving as our election commissioner. And this always begged the question how can Mr. Caviglia be effective in his role of Commissioner with so much time invested into his law practice. Also the inferences that can be drawn by comments made by one County Legislator as to gender issues within the Board of Elections are troubling to say the least.

The process to appoint the Elections Commissioner is in place for a reason. The County Committee's recommendation is just that, a recommendation. Often that recommendation is put forward due to one candidate being unchallenged for the post or the recommendation put forward is due to the result of nothing more than a popularity contest. It is then incumbent upon the respective caucus to fully vet the appointment. The Party Caucus should not serve as rubber stamp for the County Committee's choice. As the elected representatives of the Party, they should ensure that the choice put forward is up to and fully committed to the task of holding such a vital position and is above reproach. It is apparent that there are members of the Democratic Caucus that feel that is not the case.

Questions have been raised within the Democratic caucus regarding Mr. Caviglia and his serving in the position. In failing to get unanimous Democratic support in Legislative committee as well is in the Democratic caucus it seems that additional discussion is needed by this Caucus in order to find consensus within their membership in regards to this issue.

Mr. Chairman, I ask that you not take up the resolution of Mr. Caviglia's re-appointment in order to allow the Democratic Caucus the 30 days to fully discuss and explore the concerns brought to light regarding Mr Caviglia and his further serving in the capacity of Board of Elections Commissioner. Do not allow the Democratic Caucus to pass the responsibility of this decision on to the entire membership of the Legislature when the Caucus itself does not seem ready to reach such a decision.

Thank you for you consideration of request.

Respectfully

Kevin McCarthy, Chairman
Fishkill Democratic Committee

Morris, Carolyn

From: Micki Walsh-Strawinski [mickiws7856@gmail.com]
Sent: Saturday, April 09, 2016 4:45 PM
To: Kevin McCarthy
Cc: CountyLegislature; Borchert, Dale; Nesbitt, Ellen; Sagliano, Don; Black, Hannah; Roman, Kenneth; Fiesland, Angela; Truitt, Will; Brendli, Craig; Jeter-Jackson, Barbara; Metzger, John D.; Bolner, Donna; Incoronato, Joseph; Forman, John; Miccio, James J.; Landisi, Jerry; Pulver, Gregg; Horton, Marge; Coviello, Marc; Thomes, John; Surman, Alan; Washburn, Sandy; Rieser, Kari; Tyner, Joel; Amparo, Francena
Subject: Re: Democratic BOE Commissioner

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Micki Strawinski, County Legislator
District 20
Leader, Democratic Caucus

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Questions have been raised within the Democratic caucus regarding Mr. Caviglia and his serving in the position. In failing to get unanimous Democratic support in Legislative committee as well as in the Democratic

caucus it seems that additional discussion is needed by this Caucus in order to find consensus within their membership in regards to this issue.

Mr. Chairman, I ask that you not take up the resolution of Mr. Caviglia's re-appointment in order to allow the Democratic Caucus the 30 days to fully discuss and explore the concerns brought to light regarding Mr Caviglia and his further serving in the capacity of Board of Elections Commissioner. Do not allow the Democratic Caucus to pass the responsibility of this decision on to the entire membership of the Legislature when the Caucus itself does not seem ready to reach such a decision.

Thank you for your consideration of request.

Respectfully

Kevin McCarthy, Chairman
Fishkill Democratic Committee

Morris, Carolyn

From: Kevin McCarthy [kmccarthy7978@gmail.com]
ent: Saturday, April 09, 2016 10:26 AM
o: CountyLegislature; Borchert, Dale
Cc: Nesbitt, Ellen; Sagliano, Don; Black, Hannah; Roman, Kenneth; Flesland, Angela; Truitt, Will; Brendli, Craig; Jeter-Jackson, Barbara; Metzger, John D.; Bolner, Donna; Incoronato, Joseph; Forman, John; Miccio, James J.; Landisi, Jerry; Pulver, Gregg; Strawinski, Micki; Horton, Marge; Coviello, Marc; Thomes, John; Surman, Alan; Washburn, Sandy; Rieser, Kari; Tyner, Joel; Amparo, Francena
Subject: Democratic BOE Commisioner

Chairman Borchert -

I write to you in light of recent events regarding the Democratic Board of Elections Commissioner.

It is my understanding that there is some serious concern regarding the attendance record of Mr. Caviglia to his post at the Board of Elections and that evidence was provided to support this claim. In Democratic circles it has been no secret that Mr. Caviglia has been operating a thriving legal business while simultaneously serving as our election commissioner. And this always begged the question how can Mr. Caviglia be effective in his role of Commissioner with so much time invested into his law practice. Also the inferences that can be drawn by comments made by one County Legislator as to gender issues within the Board of Elections are troubling to say the least.

The process to appoint the Elections Commissioner is in place for a reason. The County Committee's recommendation is just that, a recommendation. Often that recommendation is put forward due to one candidate being unchallenged for the post or the recommendation put forward is due to the result of nothing more than a popularity contest. It is then incumbent upon the respective caucus to fully vet the appointment. The Party Caucus should not serve as rubber stamp for the County Committee's choice. As the elected representatives of the Party, they should ensure that the choice put forward is up to and fully committed to the task of holding such a vital position and is above reproach. It is apparent that there are members of the Democratic Caucus that feel that is not the case.

Questions have been raised within the Democratic caucus regarding Mr. Caviglia and his serving in the position. In failing to get unanimous Democratic support in Legislative committee as well as in the Democratic caucus it seems that additional discussion is needed by this Caucus in order to find consensus within their membership in regards to this issue.

Mr. Chairman, I ask that you not take up the resolution of Mr. Caviglia's re-appointment in order to allow the Democratic Caucus the 30 days to fully discuss and explore the concerns brought to light regarding Mr. Caviglia and his further serving in the capacity of Board of Elections Commissioner. Do not allow the Democratic Caucus to pass the responsibility of this decision on to the entire membership of the Legislature when the Caucus itself does not seem ready to reach such a decision.

Thank you for your consideration of request.

Respectfully

Kevin McCarthy, Chairman
Fishkill Democratic Committee

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	1	
District 17 - Town and Village of Fishkill	Miccio*	2	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	3	
District 20 - Town of Red Hook	Strawinski*		2
District 14 - Town of Wappinger	Amparo*		1
District 1 - Town of Poughkeepsie	Nesbitt	4	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (C)	about	
District 4 - Town of Hyde Park	Black	about	
District 10 - City of Poughkeepsie	Jeter-Jackson	5	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver	6	
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes	7	
District 24 - Towns of Dover and Union Vale	Surman (VC)	8	
Present: <u>10</u>	Resolution: <u>✓</u>	Total : <u>8</u>	<u>2</u>
Absent: <u>2</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016086 REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: _____

Resolution: _____

Total : _____

Absent: _____

Motion: _____

Yes No

Vacant: _____

Abstentions: _____

2016086 REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Date: April 11, 2016

*Pulled in Caucus 4/11/16
Appointed by Democratic Caucus 4/11/16*

Resolution No. 2016086, REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS, was pulled from the agenda by the Democratic Caucus on April 11, 2016. Marco Caviglia was appointed by the Democratic Caucus on April 11, 2016.

RESOLUTION NO. 2016087

RE: DENIAL OF A REFUND APPLICATION OF A TAX BILL

APPLICANT: Mitchell R. Schrage and Daria Schrage
425 E. 58th Street, Apt. 45-A
New York, NY 10022

ACCOUNT NO. 135200-6970-00-030470-0000

Legislators FLESLAND, SAGLIANO, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Stanford for 2006, 2007, 2008, 2009, 2010, 2011, 2012 under the name of Mitchell R. Schrage and Daria Schrage Account no: 135200-6970-00-030470-0000 , and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a refund of real property taxes on the basis of a clerical error, and

WHEREAS, pursuant to section 556 of the Real Property Tax Law, the County Director of the Real Property Tax Service Agency has investigated this claim, and has found that a clerical error does not exist, and

WHEREAS, attached hereto is the written report of said Director together with his recommendation that the application be denied by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does not exist, now, therefore, be it

RESOLVED, that the application received February 4, 2016 relating to account no. 135200-6970-00-030470-0000 for a corrected tax bill is hereby denied, and be it further

RESOLVED, that the Clerk of the Dutchess County Legislature be and is hereby authorized and directed to send a copy of this resolution to the applicant, the Commissioner of Finance and to the Town Tax Collector.

CA-046-16
CEN/MB/kvh/G-0194
03/10/16

STATE OF NEW YORK
COUNTY OF DUTCHESS

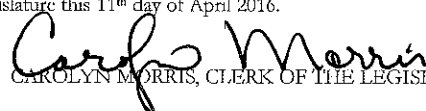
ss:


Date

4/17/16

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

MARCUS J. MOLINARO
COUNTY EXECUTIVE



HEIDI SEELBACH
COMMISSIONER

ERIC AXELSEN
DIRECTOR

COUNTY OF DUTCHESS

DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

Dutchess County Real Property Tax Investigative Report for Denial of an Application for Correction or Refund

Parcel: 135200-6970-00-030470-0000

Owners: Schrage, Mitchell & Daria

Location: 205 Carpenter Hill Rd.

Mailing:

425 E. 58th St. Apt 45-A

New York, NY 10022

March 4, 2016

Application for refund of County and Town taxes for assessment roll years 2006 through 2012 (tax rolls dated January 2007 through January 2013.)

Application for refunds based on assessment roll years 2013 through 2015 is addressed in a separate report.

An application for correction and refund of taxes was made based on a claimed "Clerical Error" as defined in RPTL §550(2)(g). The property owner claims that the assessor made an error in mathematics where the square footage of living area of the structure was miscalculated, resulting in an error in assessment. That is: \$200 per square foot times 500 square feet, or 100,000 of full value, to be equalized and applied against the appropriate tax rates for the period.

Real Property Tax Law clearly puts a limitation on the time within which a property owner may file for administrative corrections of errors and refunds of taxes:

RPTL §556(1)(a) "Pursuant to the provisions of this section, an appropriate tax levying body may refund to any person the amount of any tax paid by him or her, or portion thereof, as the case may be, or may provide a credit against an outstanding tax (i) where such tax was attributable to a clerical error or an unlawful entry and application for refund or credit is made within three years from the annexation of the warrant for such tax, ..."

The application for refunds, received by us February 4, 2016, clearly does not meet the statutory requirement. Refunds for taxes paid on tax rolls dated prior to January of 2014 cannot be made. I **recommend that the request for refunds based on tax rolls dated prior to 2014 be denied.**

A handwritten signature in cursive script, appearing to read "Eric Axelsen", is written over a horizontal line.

Eric Axelsen
Director of Real Property Tax Services



NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

RECEIVED
RP-556 (1/06)

2016 FEB -4 AM 9:43

APPLICATION FOR REFUND AND CREDIT OF REAL PROPERTY TAXES
FOR THE YEAR(S) 20 ____

REAL PROPERTY
TAX SERVICES

Part 1: To be completed in duplicate by Applicant. For refund or credit of real property tax, submit both copies to County Director of Real Property Tax Services (in Nassau and Tompkins Counties, submit to Chief Assessing Officer), or in a village which has retained its assessing unit status, submit to the village assessor or chairman of village board of trustees. The application must be submitted within three years of the annexation of the warrant for the collection of such tax. For an "unlawful entry" as defined in Sec. 550(7)(a) of the Real Property Tax Law, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll. (See definitions on reverse side).

Mitchell & DARIA SCHRAGE
1a. Name of Owner

Day 212-506-1960 Evening 212-826-0939
2. Telephone Number

425 E. 58th ST, 45A, NY NY 10022
1b. Mailing Address

205 Carpenter Hill Rd
3. Parcel Location (if different than 1b.)
STANFORDVILLE, NY

MSchrage@KASOWITZ.COM
4. E-mail Address (optional)

Property Type 241 Rural Space, Res + Ag / 6970.00.030470.0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. N/A 6a. Amount of taxes paid or payable * 2006-2015 6b. Date of payment (if paid) *
(as appears on tax bill)

7. I hereby request a refund or credit of real property taxes levied for the year(s) * by State / County / Town of Putnam / Stanford
for the following reasons (use additional sheets if necessary): * See Schedule Attached
(tax levying body) School Dist

* Insert name of village, county, city, school district; town in Westchester County

2/3/2016
Date

[Signature]
Signature of Applicant

PART II: For use by COUNTY DIRECTOR, VILLAGE ASSESSOR: Attach written report including documentation and recommendation (Include type of error as defined in Sec. 550)

Date application received: 2/4/16 Date warrant annexed: _____

Last day for collection of taxes without interest: Paid

Recommendation:

☐ Approve application*

☒ Deny Application *

3/2/2016
Date

[Signature]
Signature of Official

* ☐ If box is checked, this copy is for assessor and board of assessment review of city/town/village of _____
which are to consider attached report and recommendation as equivalent of petitions filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION _____:
(Insert Number or Date)

APPLICATION APPROVED (Check reason)

☒ Clerical error

☐ Unlawful entry

☐ Error in essential fact

Amount of taxes paid: \$ _____

Amount of taxes due: \$ _____

Amount of refund or outstanding tax to be credited: \$ _____

APPLICATION DENIED Reason: _____

Date

Signature of Chief Executive Officer
or Official Designated by Resolution

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)	absent	
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2016087 DENIAL OF A REFUND APPLICATION OF A TAX BILL
 APPLICANT: Mitchell R. Schrage and Daria Schrage
 425 E. 58th Street, Apt. 45-A
 New York, NY 10022
 ACCOUNT NO. 135200-6970-00-030470-0000

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present:	<u>24</u>	Resolution:	<u>✓</u>	Total :	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<u> </u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2016087 DENIAL OF A REFUND APPLICATION OF A TAX BILL

APPLICANT: Mitchell R. Schrage and Daria Schrage

425 E. 58th Street, Apt. 45-A

New York, NY 10022

ACCOUNT NO. 135200-6970-00-030470-0000

Date: April 11, 2016

RESOLUTION NO. 2016088

RE: DENIAL OF A REFUND APPLICATION OF A TAX BILL

APPLICANT: Mitchell R. Schrage and Daria Schrage
425 E. 58th St., Apt. 45-A
New York, NY 10022

ACCOUNT NO. 135200-6970-00-030470-0000

Legislators FLESLAND, SAGLIANO, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Stanford for 2013, 2014 and 2015 under the name of Mitchell R. Schrage and Daria Schrage Account no: 135200-6970-00-030470-0000 , and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a refund of real property taxes on the basis of a clerical error, and

WHEREAS, pursuant to section 556 of the Real Property Tax Law, the County Director of the Real Property Tax Service Agency has investigated this claim, and has found that a clerical error does not exist, and

WHEREAS, attached hereto is the written report of said Director together with his recommendation that the application be denied by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does not exist, now, therefore, be it

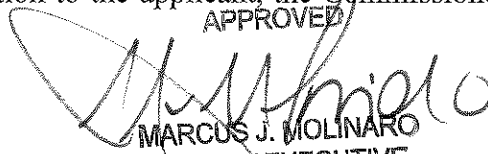
RESOLVED, that the application received February 4, 2016 relating to account no. 135200-6970-00-030470-0000 for a corrected tax bill is hereby denied, and be it further

RESOLVED, that the Clerk of the Dutchess County Legislature be and is hereby authorized, and directed to send a copy of this resolution to the applicant, the Commissioner of Finance and to the Town Tax Collector.

CA-047-16
CEN/MB/kvh/G-0194
03/10/16

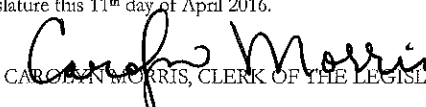
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

MARCUS J. MOLINARO
COUNTY EXECUTIVE



HEIDI SEELBACH
COMMISSIONER

ERIC AXELSEN
DIRECTOR

COUNTY OF DUTCHESS
DEPARTMENT OF FINANCE
REAL PROPERTY TAX SERVICES DIVISION

**Dutchess County Real Property Tax Investigative Report for Denial of an
Application for Correction or Refund**

Parcel: 135200-6970-00-030470-0000

Owners: Schrage, Mitchell & Daria

Location: 205 Carpenter Hill Rd.

Mailing:

425 E. 58th St. Apt 45-A

New York, NY 10022

March 4, 2016

Application for refund of County and Town taxes for assessment roll years 2013 through 2015 (tax rolls dated January 2014 through January 2016.)

Application for refunds based on assessment roll years 2006 through 2012 is addressed in a separate report.

An application for correction and refund of taxes was made based on a claimed "Clerical Error" as defined in RPTL §550(2)(g). The property owner claims that the assessor made an error in mathematics where the square footage of living area of the structure was miscalculated, resulting in an error in assessment. That is: \$200 per square foot times 500 square feet, or 100,000 of full value to be equalized and applied against the appropriate tax rates for the period.

- 1) RPTL §550(2)(g) Defines a clerical error as "an entry on an assessment or tax roll which is incorrect by reason of an arithmetical mistake by the assessor appearing on the property record card, field book or other final work product of the assessor;"

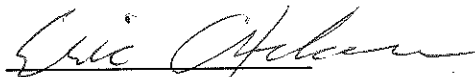
The property owner claims that there are 500 fewer Square Feet of Living Area than described on the assessor's property record card, and has provided both former and updated property cards as proof. This is not an error in mathematics, however, but an error in the description of the real property. No error in mathematics is shown, and so does not meet the criteria set in the law.

The assessor does not deny that an error in the description exists, but this is not an error for which Real Property Tax Law (RPTL §550-556) provides a remedy. This is a matter for the Board of Assessment

Review (BOAR) as are all valuation issues. A grievance under RPTL §524 challenges the value of a property as a whole, not the individual components. The County Director of Real Property Tax Services has no authority to adjudicate valuation. It should be noted that the applicant had no issues with the valuation of his parcel in the past, and never filed a petition with the BOAR.

- 2) Article 5 Title 3 is intended as a means of correcting specific types of errors made by assessors. Where an assessor acts in good faith on misinformation provided by the property owner, no correctible error exists. In this case the assessor mailed a "Property Description Report" (July 13, 2013) which showed the assessor's inventory, including square feet of living area, for the structure at that time. The owner signed and returned the report only indicating a change in mailing address. That signed report did not indicate that any errors in description existed.

For the reasons above, the application for refunds does not meet the statutory requirements. Disputed valuation must be brought before the Board of Assessment Review and cannot be challenged retroactively through the Administrative Corrections of Errors procedures. **I recommend that the request for refunds based on tax rolls dated January 2014 through January 2016 be denied.**



Eric Axelsen, IAO, CCD

Director of Real Property Tax Services



NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

RP-556 (1/06)

2016 FEB -4 AM 9:43

APPLICATION FOR REFUND AND CREDIT OF REAL PROPERTY TAXES
FOR THE YEAR(S) 20 _____

Part 1: To be completed in duplicate by Applicant. For refund or credit of real property tax, submit both copies to County Director of Real Property Tax Services (in Nassau and Tompkins Counties, submit to Chief Assessing Officer), or in a village which has retained its assessing unit status, submit to the village assessor or chairman of village board of trustees. The application must be submitted within three years of the annexation of the warrant for the collection of such tax. For an "unlawful entry" as defined in Sec. 550(7)(a) of the Real Property Tax Law, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll. (See definitions on reverse side).

Mitchell & DARIA SCHRAGE
1a. Name of Owner

Day 212 506-1960 Evening 212 826-0939
2. Telephone Number

425 E 58th ST, 45A, NY/NY 10022
1b. Mailing Address

205 Carpenter Hill Rd
3. Parcel Location (if different than 1b.)
Stanfordville, NY

Mschrage@KASOWITZ.COM
4. E-mail Address (optional)

Property Type 241 Rural Space, Res + Ag / 6970.00.030470.0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. N/A 6a. Amount of taxes paid or payable * 2006-2015 6b. Date of payment (if paid) *
(as appears on tax bill)

7. I hereby request a refund or credit of real property taxes levied for the year(s) * by State / County / Town / Village / School Dist
for the following reasons (use additional sheets if necessary):

* See Schedule Attached

* Insert name of village, county, city, school district; town in Westchester County

2/3/2016
Date

[Signature]
Signature of Applicant

PART II: For use by COUNTY DIRECTOR, VILLAGE ASSESSOR: Attach written report including documentation and recommendation (Include type of error as defined in Sec. 550)

Date application received: 2/4/16 Date warrant annexed: _____

Last day for collection of taxes without interest: Paid

Recommendation:

☐ Approve application*

☒ Deny Application

3/2/2016
Date

[Signature]
Signature of Official

* ☐ If box is checked, this copy is for assessor and board of assessment review of city/town/village of _____
which are to consider attached report and recommendation as equivalent of petitions filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION _____:
(Insert Number or Date)

APPLICATION APPROVED (Check reason)

☒ Clerical error

☐ Unlawful entry

☐ Error in essential fact

Amount of taxes paid: \$ _____

Amount of taxes due: \$ _____

Amount of refund or outstanding tax to be credited: \$ _____

APPLICATION DENIED Reason: _____

Date

Signature of Chief Executive Officer
or Official Designated by Resolution

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2016088 DENIAL OF A REFUND APPLICATION OF A TAX BILL

APPLICANT: Mitchell R. Schrage and Daria Schrage

425 E. 58th St., Apt. 45-A

New York, NY 10022

ACCOUNT NO. 135200-6970-00-030470-0000

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total : 24 0
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2016088 DENIAL OF A REFUND APPLICATION OF A TAX BILL

APPLICANT: Mitchell R. Schrage and Daria Schrage

425 E. 58th St., Apt. 45-A

New York, NY 10022

ACCOUNT NO. 135200-6970-00-030470-0000

Date: April 11, 2016

RESOLUTION NO. 2016089

RE: HOME RULE REQUEST – RESOLUTION URGING NEW YORK STATE LEGISLATURE TO APPROVE SENATE BILL S.4338-A AND ASSEMBLY BILL A.2370-B WHICH LEGISLATION WOULD ENABLE DUTCHESS COUNTY TO REGULATE THE REGISTRATION AND LICENSING OF TAXICABS, LIMOUSINES AND LIVERY VEHICLES

Legislators FLESLAND, BOLNER, MICCIO, AMPARO, NESBITT, SAGLIANO, LANDISI, HORTON, JETER-JACKSON, and TRUITT offer the following and move its adoption:


WHEREAS, the New York State Legislature has drafted Senate Bill S.4338-A and Assembly Bill A.2370-B to authorize Dutchess County to regulate the registration and licensing of taxicabs, limousines and livery vehicles; and

WHEREAS, the proposed Legislation would allow Dutchess County to enter into a reciprocal agreement with the New York City Taxi and Limousine Commission to allow Dutchess County based livery companies to operate in New York City; now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby urges the New York State Legislature to submit for final consideration and approval a Home Rule Request for the 2016 Legislative Session authorizing the County of Dutchess to regulate the registration and licensing of taxicabs, limousines, and livery vehicles; and be it further

RESOLVED, that the Legislation be in the form and content shown in the attached Senate Bill S.4338-A. and Assembly Bill A.2370-B; and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward the appropriate number of copies of this Resolution with an appropriate transmittal letter to each house in the New York State Legislature.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/12/2016

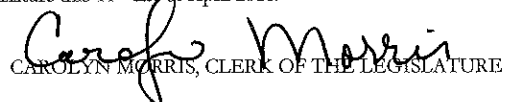
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

STATE OF NEW YORK

4338--A

2015-2016 Regular Sessions

IN SENATE

March 16, 2015

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- recommended to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law and the vehicle and traffic law, in relation to authorizing the county of Dutchess to regulate the registration and licensing of taxicabs, limousines, and livery vehicles

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Subdivision 1 of section 181 of the general municipal law,
2 as amended by chapter 498 of the laws of 2015, is amended to read as
3 follows:
4 1. The registration and licensing of taxicabs and may limit the number
5 of taxicabs to be licensed and the county of Westchester may adopt ordi-
6 nances regulating the registration and licensing of taxicabs and limou-
7 sines and may limit the number to be licensed; the county of Nassau may
8 adopt ordinances regulating the registration of taxicabs and limousines;
9 and the county of Suffolk may adopt local laws or ordinances regulating
10 the registration of taxicabs, limousines, and livery vehicles; and the
11 county of Rockland may adopt local laws or ordinances regulating the
12 registration and licensing of taxicabs, limousines, and livery vehicles
13 and may limit the number to be licensed; AND THE COUNTY OF DUTCHESS MAY
14 ADOPT LOCAL LAWS OR ORDINANCES REGULATING THE REGISTRATION AND LICENSING
15 OF TAXICABS, LIMOUSINES AND LIVERY VEHICLES.
16 S 2. Paragraph b of subdivision 1 of section 498 of the vehicle and
17 traffic law, as separately amended by chapters 382 and 385 of the laws
18 of 2012, is amended to read as follows:
19 b. "Licensing jurisdiction" shall mean a city with a population of one
20 million or more, or a county within New York state contiguous to such

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD05140-05-6

1 city [or], the county of Suffolk [or], the county of Rockland OR THE
2 COUNTY OF DUTCHESS, that requires the issuance of a license, permit,
3 registration, certification or other approval for a vehicle to perform
4 the pre-arranged pick up or drop off of one or more passengers in such
5 jurisdiction for compensation.

6 S 3. This act shall take effect immediately.

STATE OF NEW YORK

2370--B

2015-2016 Regular Sessions

IN ASSEMBLY

January 16, 2015

Introduced by M. of A. BARRETT, SKARTADOS, CAHILL -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Local Governments in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law and the vehicle and traffic law, in relation to authorizing the county of Dutchess to regulate the registration and licensing of taxicabs, limousines, and livery vehicles

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Subdivision 1 of section 181 of the general municipal law,
2 as amended by chapter 498 of the laws of 2015, is amended to read as
3 follows:
4 1. The registration and licensing of taxicabs and may limit the number
5 of taxicabs to be licensed and the county of Westchester may adopt ordi-
6 nances regulating the registration and licensing of taxicabs and limou-
7 sines and may limit the number to be licensed; the county of Nassau may
8 adopt ordinances regulating the registration of taxicabs and limousines;
9 and the county of Suffolk may adopt local laws or ordinances regulating
10 the registration of taxicabs, limousines, and livery vehicles; and the
11 county of Rockland may adopt local laws or ordinances regulating the
12 registration and licensing of taxicabs, limousines, and livery vehicles
13 and may limit the number to be licensed; AND THE COUNTY OF DUTCHESS MAY
14 ADOPT LOCAL LAWS OR ORDINANCES REGULATING THE REGISTRATION AND LICENSING
15 OF TAXICABS, LIMOUSINES AND LIVERY VEHICLES.
16 S 2. Paragraph b of subdivision 1 of section 498 of the vehicle and
17 traffic law, as separately amended by chapters 382 and 385 of the laws
18 of 2012, is amended to read as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD05140-04-6

1 b. "Licensing jurisdiction" shall mean a city with a population of one
2 million or more, or a county within New York state contiguous to such
3 city [or], the county of Suffolk [or], the county of Rockland OR THE
4 COUNTY OF DUTCHESS, that requires the issuance of a license, permit,
5 registration, certification or other approval for a vehicle to perform
6 the pre-arranged pick up or drop off of one or more passengers in such
7 jurisdiction for compensation.

8 S 3. This act shall take effect immediately.

Morris, Carolyn

From: Caroline Chauvin [chauvin@nysenate.gov]
ent: Tuesday, March 22, 2016 4:00 PM
to: Morris, Carolyn
Cc: Kimberly Usewicz
Subject: Home Rule

Hi Carolyn,

As discussed, the Assembly and the Senate recently amended the taxi bill and it now requires a Home Rule Message before it can be voted on in each house. I'm sure you know the procedure, but if you have any questions, please feel free to give us a call.

http://www.nysenate.gov/sites/default/files/2014_home_rule_form.pdf

S 4338-A SERINO	Same as A 2370-B	
Barrett (MS)		
Senate Home Rule Message: Required	A2370-B Barrett (MS)	Same as S
03/17/16	4338-A SERINO	
ON FILE: 03/17/16 General Municipal	Senate Home Rule Message: Required	
Law	03/04/16	
TITLE....Authorizes the county of	General Municipal Law	
Dutchess to regulate the	TITLE....Authorizes the county of	
registration and licensing of	Dutchess to regulate the	
taxicabs, limousines, and livery	registration and licensing of	
vehicles	taxicabs, limousines, and livery	
03/16/15	vehicles	
	01/16/15	
	REFERRED	
	TO LOCAL	
	GOVERNMENT	referred to
05/12/15		local
	1ST REPORT	governments
	CAL.613	
05/13/15		amend (t) and
	2ND REPORT	recommit to
	CAL.	local
05/18/15		governments
	ADVANCED	
	TO THIRD	print number
	READING	2370a
06/25/15		
	COMMITTED	reported
	TO RULES	referred to
		ways and means

01/06/16	REFERRED TO LOCAL GOVERNMENT	06/08/15	reported referred to rules
33/16/16	AMEND AND RECOMMIT TO LOCAL GOVERNMENT	06/10/15	reported
03/16/16	PRINT NUMBER 4338A	06/10/15	rules report cal.216
03/22/16	1ST REPORT CAL.395	06/11/15	ordered to third reading rules cal.216
		06/11/15	home rule request
		06/11/15	passed assembly
		06/11/15	delivered to senate
		06/11/15	REFERRED TO LOCAL GOVERNMENT
		01/06/16	DIED IN SENATE
		01/06/16	RETURNED TO ASSEMBLY
		01/06/16	referred to local governments
		03/03/16	amend and recommit to local governments
		03/03/16	print number 2370b

Authorizes the county of Dutchess to regulate the registration and licensing of taxicabs, limousines, and livery vehicles.

STATE OF NEW YORK

4338--A

2015-2016 Regular Sessions

IN SENATE

March 16, 2015

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government --

recom-

mitted to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law and the vehicle and traffic law, in relation to authorizing the county of Dutchess to regulate the registration and licensing of taxicabs, limousines, and livery

vehi-

cles

The People of the State of New York, represented in Senate and

Assem-

bly, do enact as follows:

1 Section 1. Subdivision 1 of section 181 of the general municipal law,

2 as amended by chapter 498 of the laws of 2015, is amended to read as follows:

3
4 1. The registration and licensing of taxicabs and may limit the number

5 of taxicabs to be licensed and the county of Westchester may adopt ordi-

6 nances regulating the registration and licensing of taxicabs and

limou-
7 sines and may limit the number to be licensed; the county of Nassau may
8 adopt ordinances regulating the registration of taxicabs and limousines;
9 and the county of Suffolk may adopt local laws or ordinances regulating
10 the registration of taxicabs, limousines, and livery vehicles; and the
11 county of Rockland may adopt local laws or ordinances regulating the
12 registration and licensing of taxicabs, limousines, and livery vehicles
13 and may limit the number to be licensed; and the county of Dutchess may
14 adopt local laws or ordinances regulating the registration and licensing
15 of taxicabs, limousines and livery vehicles.

16 § 2. Paragraph b of subdivision 1 of section 498 of the vehicle and

17 traffic law, as separately amended by chapters 382 and 385 of the laws

18 of 2012, is amended to read as follows:
19 b. "Licensing jurisdiction" shall mean a city with a population
of one
20 million or more, or a county within New York state contiguous to such

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD05140-05-6

S. 4338--A

2

1 city [or], the county of Suffolk [or], the county of Rockland or the
2 county of Dutchess, that requires the issuance of a license, permit,
3 registration, certification or other approval for a vehicle to perform
4 the pre-arranged pick up or drop off of one or more passengers in such
5 jurisdiction for compensation.
6 § 3. This act shall take effect immediately.

NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT
submitted in accordance with Senate Rule VI. Sec 1

BILL NUMBER: S4338A

SPONSOR: SERINO

TITLE OF BILL: An act to amend the general municipal law and the vehicle and traffic law, in relation to authorizing the county of Dutch- ess to regulate the registration and licensing of taxicabs, limousines, and livery vehicles

PURPOSE:

This bill authorizes Dutchess County to regulate the registration and licensing of taxicabs, limousines, and livery vehicles.

SUMMARY OF PROVISIONS:

Section one amends the general municipal law by authorizing Dutchess County to adopt local laws or ordinances regulating the registration and licensing of taxicabs, limousines and livery vehicles.

action two amends the vehicle and traffic law to include Dutchess Coun- ty in the definition of licensing jurisdiction.

Section three provides an immediate effective date.

EXISTING LAW:

Similar legislation has been enacted for Rockland and Suffolk counties (Chapters 385 and 382 of 2012).

JUSTIFICATION:

This legislation repeals a detrimental regulation on small business owners who own livery companies in Dutchess County. Although the New York City Taxi & Limousine Commission allows our livery companies to operate in New York City, their privileges are limited to counties who have entered into a reciprocal agreement with the TLC. The privileges referenced in chapter 55 of the TLC handbook state that companies transporting passengers between jurisdictions may temporarily discharge and pick up passengers in New York City if all stops occur within 24 hours.

However, this rule does not give our local businesses enough time to offer return services, nor does it offer fair opportunity. In addition, it infringes on the rights of residents to choose to contract with local businesses that are licensed car services. To expand the 24 hour limit, the law states that livery companies must be from counties that have local regulation and reciprocity agreements, and they must meet a population limit of at least one million. While Dutchess County does not meet this requirement, we found this law has been amended previously to accommodate Rockland and Suffolk Counties in chapters 385 and 382 of 2012. These are small businesses that cannot afford to headquarter in New York City, and they want to support our local economy, as well as our community. This bill continues the trend of making New York State more business friendly by allowing these businesses more flexibility to expand services in its largest market area, increase tourism in the region, and employ more New Yorkers.

LEGISLATIVE HISTORY:

2014: Similar bills -- S.7448 Local Government, A.9601 Passed Assembly

FISCAL IMPLICATIONS:

None

EFFECTIVE DATE:

Immediately

Caroline Chauvin
Chief of Staff/Legislative Director
Office of Senator Sue Serino
Albany, NY 12247
Office: (518) 455-2945

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Dutchess (county, city, town or village) requests the enactment of Senate bill (no. S.4338-A),
(name) (strike out one)

entitled "**AN ACT TO AMEND THE GENERAL MUNICIPAL LAW AND THE VEHICLE AND TRAFFIC LAW, IN RELATION TO AUTHORIZING THE COUNTY OF DUTCHESS TO REGULATE THE REGISTRATION AND LICENSING OF TAXICABS, LIMOUSINES, AND LIVERY VEHICLES**"

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- ☒ The local government does not have the power to enact such legislation by local law.
☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- ☒ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
☐ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

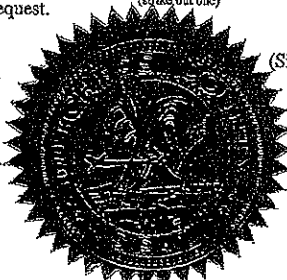
CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) Marcus J. Molinaro
(chief executive officer)
Date: April 18, 2016
(Print or type name below signature)
County Executive
(Title of chief executive officer)

CLERK'S CERTIFICATION

I, Carolyn Morris (print or type name), do hereby certify that I am Clerk of the Legislature (local legislative body) of the Dutchess County (county, city, town or village) and that on the 11th day of April, 2016, such legislative body, at least two-thirds a majority (strike out one) of the total membership having voted in favor thereof, approved the foregoing request.

(SEAL OF LOCAL GOVERNMENT)



(Signed) Carolyn Morris (clerk)
Date: April 18, 2016
(Print or type name below signature)

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Dutchess requests the enactment of ~~30606~~ A.2370-B bill (no. A.2370-B),
entitled "AN ACT TO AMEND THE GENERAL MUNICIPAL LAW AND THE VEHICLE AND
TRAFFIC LAW, IN RELATION TO AUTHORIZING THE COUNTY OF DUTCHESS
TO REGULATE THE REGISTRATION AND LICENSING OF TAXICABS,
LIMOUSINES, AND LIVERY VEHICLES"

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- ☒ The local government does not have the power to enact such legislation by local law.
☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- ☒ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
☐ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) Marcus S. Molinaro

Marcus S. Molinaro

(Print or type name below signature)

County Executive

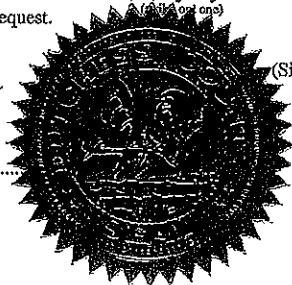
(Title of chief executive officer)

Date: April 18, 2016.

CLERK'S CERTIFICATION

I, Carolyn Morris, do hereby certify that I am Clerk of the Legislature of the County of Dutchess and that on the 11th day of April, 2016, such legislative body, at least two-thirds a majority of the total membership having voted in favor thereof, approved the foregoing request.

(SEAL OF LOCAL GOVERNMENT)



(Signed) Carolyn Morris

Carolyn Morris

(Print or type name below signature)

Date: April 18, 2016.

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2016089 HOME RULE REQUEST – RESOLUTION URGING NEW YORK STATE LEGISLATURE TO APPROVE SENATE BILL S.4338-A AND ASSEMBLY BILL A.2370-B WHICH LEGISLATION WOULD ENABLE DUTCHESS COUNTY TO REGULATE THE REGISTRATION AND LICENSING OF TAXICABS, LIMOUSINES AND LIVERY VEHICLES

Date: April 7, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman	<i>absent</i>	
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24 Resolution: ✓ Total : 24 6
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2016089 HOME RULE REQUEST – RESOLUTION URGING NEW YORK STATE LEGISLATURE TO APPROVE SENATE BILL S.4338-A AND ASSEMBLY BILL A.2370-B WHICH LEGISLATION WOULD ENABLE DUTCHESS COUNTY TO REGULATE THE REGISTRATION AND LICENSING OF TAXICABS, LIMOUSINES AND LIVERY VEHICLES

Date: April 11, 2016

RESOLUTION NO. 2016090

RE: APPROVING CAPITAL PROJECTS FOR DUTCHESS COMMUNITY COLLEGE

Legislators FLESLAND, BORCHERT, STRAWINSKI, AMPARO, SAGLIANO, LANDISI, HORTON, JETER-JACKSON, TRUITT, BLACK, and RIESER offer the following and move its adoption:

WHEREAS, a Capital Project for the Campus Infrastructure – Phase 2 (Electrical) was approved by the Board of Trustees by Resolution 2014-20, dated January 28, 2014 and amended by Resolution 2015-11, dated December 9, 2014 to increase the budget, and

WHEREAS, it is necessary to further amend the previously approved resolution to reflect the funding sources for the State's share of the project, and

WHEREAS, State funds are available to cover the State's share of 50% of this project with available 2008 appropriations in the projects Campus Infrastructure Phase 2 in the amount of \$1,700,000 and the CBI Emergency Generator in the amount of \$280,000, and

WHEREAS, the sponsor's share of this capital project (\$990,000) would be bonded in accordance with SUNY funding policy and procedures for capital projects, now therefore, be it

RESOLVED, that the following amended capital project is hereby authorized and approved in the amount indicated below:

Project Number	Project Name	Estimated Total Cost	State's Share (Appropriation)	Sponsor's Share
08184	Campus Infrastructure – Phase 2 (Electrical)	\$1,980,000	\$990,000	\$990,000

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of May 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of May 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 5/17/2016

RESOLUTION NO. 2014-20

Board of Trustees, Dutchess Community College
January 28, 2014

Mr. Wesley offers the following resolution and moves its adoption

WHEREAS, Dutchess Community College has been advised by the SUNY Office for Capital Facilities that a capital project with a total estimated cost of \$1,700,000 has been approved, and

WHEREAS, the State funds are available to cover the state share of 50% of these projects, and

WHEREAS, the sponsor share of these capital projects (\$850,000) would be bonded in accordance with SUNY funding policy and procedures for capital projects, now, therefore, be it

RESOLVED, that the following capital project is hereby authorized and approved in the amount indicated below:

Project Number	Project Name	Estimated Total Cost	State's Share (Appropriation)	Sponsor's Share
08184	Campus Infrastructure – Phase 2 (Electrical)	\$1,700,000	\$850,000	\$850,000

And, be it

FURTHER RESOLVED, that this resolution be forwarded to the Dutchess County Legislature for its consideration.

* * * * *

Seconded by Mr. Tsuji

Resolution adopted unanimously

Mr. Kufelner offers the following resolution and moves its adoption:

WHEREAS, a capital project for the Campus Infrastructure -- Phase 2 (Electrical) was approved by the Board of Trustees by Resolution #2014-20 on January 28, 2014, and

WHEREAS, it is necessary to amend this resolution to increase the budget for this capital project from the originally approved total estimated cost of \$1,700,000 to a revised estimated cost of \$1,980,000, and

WHEREAS, the State funds are available to cover the state share of 50% of this project, and

WHEREAS, the sponsor share of this capital project (\$990,000) would be bonded in accordance with SUNY funding policy and procedures for capital projects, now, therefore, be it

RESOLVED, that the following amended capital project is hereby authorized and approved in the amounts indicated below:

Project Number	Project Name	Estimated Total Cost	State's Share (Appropriation)	Sponsor's Share
08184	Campus Infrastructure -- Phase 2 (Electrical)	1,980,000.00	990,000.00	990,000.00

and, be it

FURTHER RESOLVED, that this resolution be forwarded to the Dutchess County Legislature for its consideration.

* * * * *

Seconded by Ms. Brown

Resolution adopted unanimously

RESOLUTION NO. 2016-28

Board of Trustees, Dutchess Community College
March 22, 2016

Mr. Kufner offers the following resolution and moves its adoption:

WHEREAS, a capital project for the Campus Infrastructure – Phase 2 (Electrical) was approved by the Board of Trustees by resolution 2014-20, dated January 28, 2014, and amended by resolution 2015-11, dated December 9, 2014, to increase the budget, and

WHEREAS, it is necessary to further amend the previously approved resolution to reflect the funding sources for the State's share of the project, and

WHEREAS, the State funds are available to cover the State's share of 50% of this project with available 2008 appropriations in the projects Campus Infrastructure Phase 2 in the amount of \$1,700,000 and the CBI Emergency Generator in the amount of \$280,000 , and

WHEREAS, the sponsor's share of this capital project (\$990,000) would be bonded in accordance with SUNY funding policy and procedures for capital projects, now, therefore, be it

RESOLVED, that the following amended capital project is hereby authorized and approved in the amount indicated below:

Project Number	Project Name	Estimated Total Cost	State's Share (Appropriation)	Sponsor's Share
08184	Campus Infrastructure – Phase 2 (Electrical)	1,980,000.00	990,000.00	990,000.00

and, be it

FURTHER RESOLVED, that this resolution be forwarded to the Dutchess County Legislature for its consideration.

* * * * *

Seconded by Mr. Wesley

Resolution adopted unanimously

The foregoing Resolution No. 2016090, APPROVING CAPITAL PROJECTS FOR DUTCHESS COMMUNITY COLLEGE, was offered for discussion only at the April 7, 2016, Budget, Finance, and Personnel Committee, and considered at the May 9, 2016, Board Meeting.

Roll call vote at that time resulted as follows:

AYES: 22 Borchert, Miccio, Bolner, Strawinski, Black, Brendli,
 Flesland, Forman, Horton, Jeter-Jackson, Landisi, Metzger,
 Nesbitt, Pulver, Rieser, Roman, Sagliano, Surman, Thomes,
 Truitt, Tyner, Washburn

NAYS: 2 Coviello and Incoronato

ABSENT: 1 Amparo

Resolution adopted.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*	absent	
District 14 - Town of Wappinger	Amparo*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato	.	✓
District 22 - Towns of Beekman and Union Vale	Coviello		✓

Present: 10
 Absent: 2
 Vacant: 0

Resolution: ✓
 Motion:

Total : 8 2
 Yes No
 Abstentions: 0

2016090 APPROVING CAPITAL PROJECTS FOR DUTCHESS COMMUNITY COLLEGE

Date: May 5, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		✓
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		✓
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present:

24

Resolution: ✓

Total :

22

2

Absent:

1

Motion: —

Yes

No

Vacant:

0

Abstentions: —

2016090 APPROVING CAPITAL PROJECTS FOR DUTCHESS COMMUNITY COLLEGE

Date: May 9, 2016

BUDGET, FINANCE, & PERSONNEL
FOR DISCUSSION ONLY 4-7-16
REVISED 5-5-16

RESOLUTION NO. 2016091

BOND RESOLUTION DATED MAY 9, 2016.

A RESOLUTION AUTHORIZING THE COST OF THE IMPROVEMENT OF ELECTRICAL SYSTEM INFRASTRUCTURE AT THE DUTCHESS COUNTY COMMUNITY COLLEGE, IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,980,000, AND AUTHORIZING THE ISSUANCE OF \$990,000 BONDS TO PAY PART OF THE COST THEREOF.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse impact on the environment; and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described have been performed; NOW, THEREFORE,

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The cost of improvements to the electrical system infrastructure at Dutchess County Community College, in and for the County of Dutchess , New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,980,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid specific object or purpose is as follows:

- a) by the issuance of \$990,000 serial bonds of the County hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law; and
- b) by the application of \$990,000 State grants-in-aid monies, which monies of said County are hereby authorized to be expended therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 30 years, pursuant to subdivision 5 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form

and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

* * * * *

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on May 9, 2016, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 23 ayes and 1 noes, with 1 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on May 17, 2016, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

Southern Dutchess News

May 6, 2016

Poughkeepsie Journal

May 6, 2016

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice

Date of Posting

22 Market Street, 6th Floor, County Office Building
Poughkeepsie, NY 12601

May 6, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 10th day of May 2016.



Carlo Morris
Clerk, County Legislature

APPROVED
M. J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 5/17/2016

HC0489 - DCC Campus Infrastructure - Phase II

APPROPRIATIONSIncrease

HC0489.2490.3150	Building-Reconstruction	\$1,980,000
		<u>\$1,980,000</u>

REVENUESIncrease

HC0489.2490.32850	Community College Construction - State Aid	\$990,000
HC0489.2490.57100	Serial Bonds - County	\$990,000
		<u>\$1,980,000</u>

*Bond issuance costs will not be charged to the capital project, as Dutchess Community College will reimburse the County directly for that expense.

DCC Electrical System Infrastructure Improvements

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$990,000	\$33,000	\$32,175	\$65,175
2	957,000	33,000	31,103	64,103
3	924,000	33,000	30,030	63,030
4	891,000	33,000	28,958	61,958
5	858,000	33,000	27,885	60,885
6	825,000	33,000	26,813	59,813
7	792,000	33,000	25,740	58,740
8	759,000	33,000	24,668	57,668
9	726,000	33,000	23,595	56,595
10	693,000	33,000	22,523	55,523
11	660,000	33,000	21,450	54,450
12	627,000	33,000	20,378	53,378
13	594,000	33,000	19,305	52,305
14	561,000	33,000	18,233	51,233
15	528,000	33,000	17,160	50,160
16	495,000	33,000	16,088	49,088
17	462,000	33,000	15,015	48,015
18	429,000	33,000	13,943	46,943
19	396,000	33,000	12,870	45,870
20	363,000	33,000	11,798	44,798
21	330,000	33,000	10,725	43,725
22	297,000	33,000	9,653	42,653
23	264,000	33,000	8,580	41,580
24	231,000	33,000	7,508	40,508
25	198,000	33,000	6,435	39,435
26	165,000	33,000	5,363	38,363
27	132,000	33,000	4,290	37,290
28	99,000	33,000	3,218	36,218
29	66,000	33,000	2,145	35,145
30	33,000	33,000	1,073	34,073

TOTAL	<u>\$990,000</u>	<u>\$498,713</u>	<u>\$1,488,713</u>
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AVG. PER YEAR	\$33,000	\$16,624	\$49,624
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FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$990,000	
ANTICIPATED INTEREST RATE		3.25%
TERM 30 YEARS. ANTICIPATED FEES:		\$9,802
ANTICIPATED ANNUAL COST (PRIN + INT):		\$49,624
TOTAL PAYBACK (ANNUAL COST x TERMS):		\$1,488,713

DUTCHESS

COMMUNITY COLLEGE

Campus Infrastructure -- Phase 2 (Electrical)

Dutchess Community College is required by SUNY to prepare a Campus Facilities Master Plan that includes an extensive review of the conditions of our site and buildings on a 5 year basis. The Master Plans completed in 2002, 2008 and 2014 have all noted the poor condition of the electrical equipment on campus, most of which is original to the buildings. Each of these Master Plans have strongly recommended the replacement of the transformers located in the buildings and upgrading the power to 13.2kV, along with adding the ability to switch the main feed to the campus between Bradley Village and Creek Road service.

The project originally submitted in the Five Year Capital Program was for one project to encompass all electrical concerns as identified. At the request of the county, in 2013 the project was broken into three phases. The first phase of the project was then approved with County Resolution No. 2013039 and completed in 2013 at a cost of \$450,000 of which \$225,000 was the Sponsor's Share. This phase relocated and replaced the switchgear, transformer and cabling for Dutchess Hall.

The second phase of the electrical service improvements being requested at this time will include the removal and replacement of the original switchgear (Figure 1 & 2) installed in 1974. It is located on the east side of Washington Hall and will feed Hudson Hall, Drumlin Hall and Washington Hall. This equipment has reached the end of its useful life. In a report completed by Siemens in 2004, they recommended the replacement of the switch due to its age, overall condition of the unit and the concrete base on which it is located.



Figure 1



Figure 2

The project will also remove the existing 4160 switchgear and transformers in the north and south electrical rooms in Hudson Hall (Figure 3 & 4). In 2003, one of the three transformers failed in Hudson Hall, as a result the College expended \$100,287 to install a temporary transformer (Figure 5) and was forced to operate the building on the emergency generator for three weeks while the engineering for and replacement of the transformer was completed. Resulting from the outage, a number of motors and burner controllers were also damaged affecting the ability to maintain the heat in the building

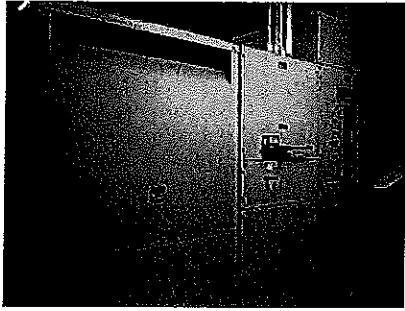


Figure 3

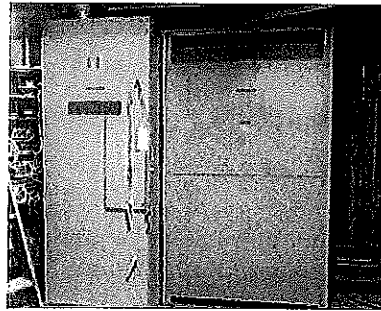


Figure 4



Figure 5

As part of the 2014 Facilities Master Plan for the campus, an Informational Technology Center review was completed. This report reaffirmed the 2008 Master Plan's recommendation for the installation of a generator for the campus computer center. The installation of the generator was listed as one of the top two recommendations, the first being the replacement of the fire suppression system which was completed in 2015. The computer center (Figure 6) houses blade servers that have a replacement cost of \$ 140,000 each that support 2,200 computers on campus.

The current power backup in the data center is a 70Kw UPS designed to last approximately 90 minutes. In the event of a power outage, it is difficult and time is of the essence for the IT personnel to shut down the equipment safely to prevent a crash. If the devices lose power before they can be shut down, they may not power back up and may need to be replaced or the data may be corrupted or lost. The campus has moved the phone system to VoIP; if the phones are to operate the data center needs to have a generator for backup power.

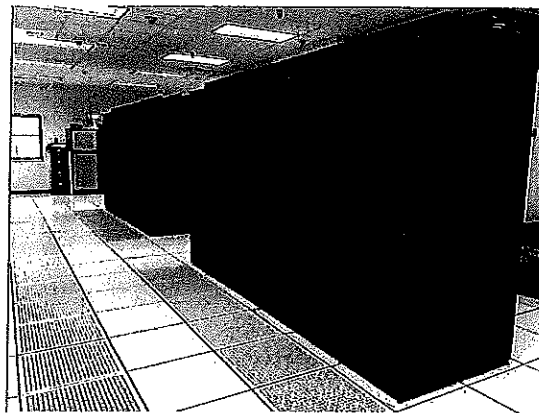


Figure 6

Morris, Carolyn

From: Beasimer, Linda [beasimer@sunydutchess.edu]
Sent: Tuesday, April 26, 2016 2:20 PM
To: Morris, Carolyn
Cc: Edington, Dr. Pamela
Subject: RE: Message from "Legislature6thFLC3503"

Carolyn,

The figures in the project resolution that we submitted are correct. The amount listed in the bonding resolution appears to include bonding costs that would not show up in the project resolution. The bonding resolution is prepared by the County Finance Department. For further clarification, you would need to contact that office.

Sorry for any confusion. If you need anything else, please contact us.

Linda M. Beasimer
Assistant to the President/
Recording Secretary to the Board of Trustees
(845) 431-8979

-----Original Message-----

From: Morris, Carolyn [mailto:cmorris@dutchessny.gov]
Sent: Tuesday, April 26, 2016 2:02 PM
To: Edington, Dr. Pamela; Beasimer, Linda
Cc: Wager, Leigh
Subject: FW: Message from "Legislature6thFLC3503"

Good afternoon Dr. Edington:

Attached are two resolutions to approve capital projects that will be on the May agenda for adoption by the Dutchess County Legislature. The amounts in the two resolutions differ, please clarify the correct amount as soon as possible. Thank you.

Carolyn Morris
Clerk
Dutchess County Legislature
845.486.2100

-----Original Message-----

From: administrator@dutchessny.gov [mailto:administrator@dutchessny.gov]
Sent: Tuesday, April 26, 2016 1:53 PM
To: Morris, Carolyn
Subject: Message from "Legislature6thFLC3503"

This E-mail was sent from "Legislature6thFLC3503" (MP C3503).

Scan Date: 04.26.2016 13:52:47 (-0400)
Queries to: administrator@dutchessny.gov

Morris, Carolyn

From: Morris, Carolyn
Sent: Thursday, May 05, 2016 10:13 AM
To: Seelbach, Heidi
Subject: FW: Message from "Legislature6thFLC3503"
Attachments: 2016090.docx; 2016091.doc

Good morning Heidi:

A question arose as to why the amounts on the attached resolution were not the same. Below Linda Beasimer explained why but stated that I should reach out to you to for further clarification. Thank you.

Carolyn Morris
Clerk
Dutchess County Legislature
845.486.2100

-----Original Message-----

From: Beasimer, Linda [<mailto:beasimer@sunydutchess.edu>]
Sent: Tuesday, April 26, 2016 2:20 PM
To: Morris, Carolyn
Cc: Edington, Dr. Pamela
Subject: RE: Message from "Legislature6thFLC3503"

Carolyn,

The figures in the project resolution that we submitted are correct. The amount listed in the bonding resolution appears to include bonding costs that would not show up in the project resolution. The bonding resolution is prepared by the County Finance Department. For further clarification, you would need to contact that office.

Sorry for any confusion. If you need anything else, please contact us.

Linda M. Beasimer
Assistant to the President/
Recording Secretary to the Board of Trustees
(845) 431-8979

-----Original Message-----

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Sent: Tuesday, April 26, 2016 2:02 PM
To: Edington, Dr. Pamela; Beasimer, Linda
Cc: Wager, Leigh
Subject: FW: Message from "Legislature6thFLC3503"

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Attached are two resolutions to approve capital projects that will be on the May agenda for adoption by the Dutchess County Legislature. The amounts in the two resolutions differ, please clarify the correct amount as soon as possible. Thank you.

Carolyn Morris
Clerk

Dutchess County Legislature
845.486.2100

-----Original Message-----

From: administrator@dutchessny.gov [mailto:administrator@dutchessny.gov]

Sent: Tuesday, April 26, 2016 1:53 PM

To: Morris, Carolyn

Subject: Message from "Legislature6thFLC3503"

This E-mail was sent from "Legislature6thFLC3503" (MP C3503).

Scan Date: 04.26.2016 13:52:47 (-0400)

Queries to: administrator@dutchessny.gov

The foregoing Resolution No. 2016091, A RESOLUTION AUTHORIZING THE COST OF THE IMPROVEMENT OF ELECTRICAL SYSTEM INFRASTRUCTURE AT THE DUTCHESS COUNTY COMMUNITY COLLEGE, IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,989,900, AND AUTHORIZING THE ISSUANCE OF \$999,900 BONDS TO PAY PART OF THE COST THEREOF, was offered for discussion only at the April 7, 2016, Budget, Finance, and Personnel Committee, and considered at the May 9, 2016, Board Meeting.

Roll call vote at that time resulted as follows:

AYES: 23 Borchert, Miccio, Bolner, Strawinski, Black, Brendli, Flesland, Forman, Horton, Incoronato, Jeter-Jackson, Landisi, Metzger, Nesbitt, Pulver, Rieser, Roman, Sagliano, Surman, Thomes, Truitt, Tyner, Washburn

NAYS: 1 Coviello

ABSENT: 1 Amparo

Resolution adopted.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*	absent	
District 14 - Town of Wappinger	Amparo*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		✓
District 22 - Towns of Beekman and Union Vale	Coviello		✓

Present: 10
 Absent: 2
 Vacant: 0

Resolution: ✓
 Motion:

Total : 8 2
 Yes No
 Abstentions: 0

2016091 A RESOLUTION AUTHORIZING THE COST OF THE IMPROVEMENT OF ELECTRICAL SYSTEM INFRASTRUCTURE AT THE DUTCHESS COUNTY COMMUNITY COLLEGE, IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,980,000, AND AUTHORIZING THE ISSUANCE OF \$999,000 BONDS TO PAY PART OF THE COST THEREOF

Date: May 5, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo	<i>absent</i>	
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		✓
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Resolution: ✓

Total: 23

1

Absent: 1

Motion:

Yes

No

Vacant: 0

Abstentions: 0

2016091 A RESOLUTION AUTHORIZING THE COST OF THE IMPROVEMENT OF ELECTRICAL SYSTEM INFRASTRUCTURE AT THE DUTCHESS COUNTY COMMUNITY COLLEGE, IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,980, 000, AND AUTHORIZING THE ISSUANCE OF \$990,000 BONDS TO PAY PART OF THE COST THEREOF

Date: May 9, 2016

RESOLUTION NO. 2016092

REFUNDING BOND RESOLUTION DATED MAY 9, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.

WHEREAS, the County of Dutchess, New York (hereinafter, the "County") heretofore issued an aggregate \$27,000,000 Public Improvement (Serial) Bonds, 2007, pursuant to various bond resolutions to pay the cost of various County purposes, such Public Improvement (Serial) Bonds, 2007, being dated December 15, 2007 and maturing or matured on October 1 annually (the "2007 Bonds"); and

WHEREAS, the County heretofore issued an aggregate principal amount of \$6,358,763 Public Improvement (Serial) Bonds, 2008, pursuant to various bond resolutions to pay the cost of various County purposes, such Public Improvement (Serial) Bonds, 2008, being dated December 15, 2008 and maturing or matured on December 15 annually (the "2008 Bonds"); and

WHEREAS, it would be in the public interest to refund all, or one or more, or a portion of one or more, of the \$9,975,000 outstanding principal balance of the 2007 Bonds maturing in 2018 and thereafter (the "2007 Refunded Bonds"), and the \$1,825,000 outstanding principal balance of the 2008 Bonds maturing in 2019 and thereafter (the "2008 Refunded Bonds", together with the 2007 Refunded Bonds, the "Refunded Bonds"), each by the issuance of refunding bonds pursuant to Section 90.00 or Section 90.10 of the Local Finance Law; and

WHEREAS, each of such refundings will individually result in present value savings in debt service as so required by Section 90.10 of the Local Finance Law; NOW, THEREFORE, BE IT

RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. For the object or purpose of refunding the outstanding aggregate \$11,800,000 principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$14,100,000 refunding bonds of the County pursuant to the provisions of Section 90.00 or Section 90.10 of the Local Finance Law (the "County Refunding Bonds" or the

“Refunding Bonds”), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$12,805,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding bond issues. The County Refunding Bonds shall each be designated substantially “PUBLIC IMPROVEMENT (SERIAL) BOND” together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-16 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the Commissioner of Finance pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law and pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Commissioner of Finance shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all

of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the Commissioner of Finance.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to The Depository Trust Company, New York, New York, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the Commissioner of Finance as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the

registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the Commissioner of Finance providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the Commissioner of Finance as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The Commissioner of Finance, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the Commissioner of Finance is also hereby authorized to act as the Fiscal Agent in

connection with the Refunding Bonds if said Refunding Bonds are issued in non-certificated form.

The Commissioner of Finance is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the Commissioner of Finance, and a facsimile of its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph g of Section 90.00 of the Local Finance Law or subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law, as applicable, and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine. It is hereby determined that it is to the financial advantage of the School District not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the respective Refunded Bonds, for the objects or purposes for which such respective Refunded Bonds were issued is as described in Exhibit A attached hereto and hereby made a part hereof;

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph a of Section 90.00 of the Local Finance Law or subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law;

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to each of the respective series of Refunded Bonds, is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refundings, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit B attached hereto and hereby made a part hereof. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding

Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of \$12,805,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in said Exhibit B. This County Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for only one or more of the Refunded Bonds, or portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit B. The Commissioner of Finance is hereby authorized and directed to determine which of the Refunded Bonds will be refunded and at what time, the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 and paragraph f of Section 90.10 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the Commissioner of Finance; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the applicable requirements of Section 90.00 or 90.10 of the Local Finance Law, as applicable. The Commissioner of Finance shall file a copy of his certificates determining the details of the Refunding Bonds and the final Refunding Financial Plan with the

Clerk of the County Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The Commissioner of Finance is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said Commissioner of Finance shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with

Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each respective series of Refunded Bonds which the Commissioner of Finance shall determine to be refunded in accordance with the provisions of Section 4 hereof and with regard to which the right of early redemption exists. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bonds. Such notice of redemption shall be in substantially the form attached to the Escrow

Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at private negotiated sale or public competitive sale to an underwriter or purchaser as shall be determined by the Commissioner of Finance for purchase prices to be determined by the Commissioner of Finance, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds. Subject to the approval of the terms and conditions of such private sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, the Commissioner of Finance, is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the underwriter thereof if sold at private negotiated sale. After the Refunding Bonds have been duly executed, they shall be delivered by the Commissioner of Finance to the purchaser, or the underwriter in accordance with said purchase contract, upon the receipt by the County of said purchase price, including accrued interest.

Section 11. The Commissioner of Finance and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or

contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Commissioner of Finance and all powers in connection thereof are hereby delegated to the Commissioner of Finance.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said County, together with a notice of the County Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Dated: May 9, 2016.

EXHIBIT A

\$27,000,000 Public Improvement (Serial) Bonds, 2007

Objects and purposes, maximum estimated costs and serial bonds authorized, periods of probable usefulness, amortization methodology, bond resolution adoption dates, and dates of issuance of the first obligations therefor as further described in the Bond Determination Certificate related thereto dated December 3, 2007 incorporated herein by reference and the bond resolutions cited therein.

AND

\$6,358,763 Public Improvement (Serial) Bonds, 2008

Objects and purposes, maximum estimated costs and serial bonds authorized, periods of probable usefulness, amortization methodology, bond resolution adoption dates, and dates of issuance of the first obligations therefor as further described in the Bond Determination Certificate related thereto dated December 2, 2008 incorporated herein by reference and the bond resolutions cited therein.

EXHIBIT B

PRELIMINARY REFUNDING FINANCIAL PLAN

COUNTY OF DUTCHESS, NEW YORK

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Refunding Summary

Dated 05/15/2016 | Delivered 05/15/2016

	2007 Bonds	2008 Bonds	Issue Summary
Sources Of Funds			
Par Amount of Bonds	\$10,750,000.00	\$2,055,000.00	\$12,805,000.00
Total Sources	\$10,750,000.00	\$2,055,000.00	\$12,805,000.00
Uses Of Funds			
Total Underwriter's Discount (0.600%)	64,500.00	12,330.00	76,830.00
Costs of Issuance	83,951.58	16,048.42	100,000.00
Deposit to Net Cash Escrow Fund	10,599,230.47	2,024,315.41	12,623,545.88
Rounding Amount	2,317.95	2,306.17	4,624.12
Total Uses	\$10,750,000.00	\$2,055,000.00	\$12,805,000.00

Flow of Funds Detail

State and Local Government Series (SLGS) rates for Date of OMP Candidates	2/25/2016	2/25/2016	2/25/2016
Primary Purpose Fund Solution Method	Net Funded	Net Funded	Net Funded
Total Cost of Investments	\$10,599,230.47	\$2,024,315.41	\$12,623,545.88
Interest Earnings @ 0.661%	86,910.17	40,497.09	127,407.26
Total Draws	\$10,686,140.64	\$2,064,812.50	\$12,750,953.14

PV Analysis Summary (Net to Net)

Net PV Cashflow Savings @ 1.653%(AIC)	1,000,701.58	97,157.32	1,098,424.32
Contingency or Rounding Amount	2,317.95	2,306.17	4,624.12
Net Present Value Benefit	\$1,003,019.53	\$99,463.49	\$1,103,048.44
Net PV Benefit / \$11,800,000 Refunded Principal	10.055%	5.450%	9.348%
Net PV Benefit / \$12,805,000 Refunding Principal	9.330%	4.840%	8.614%

Bond Statistics

Average Life	5.864 Years	5.091 Years	5.740 Years
Average Coupon	1.7041716%	1.4286399%	1.6649562%
Net Interest Cost (NIC)	1.8064858%	1.5465025%	1.7694833%
Bond Yield for Arbitrage Purposes	1.6532640%	1.6532640%	1.6532640%
True Interest Cost (TIC)	1.8002368%	1.5492618%	1.7642122%
All Inclusive Cost (AIC)	1.6913120%	1.4259354%	1.6532640%

2016 Potential Refunding | Issue Summary | 2/25/2016 | 5:05 PM

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
10/01/2016	150,000.00	0.550%	68,928.01	218,928.01
04/01/2017	-	-	90,815.75	90,815.75
10/01/2017	275,000.00	0.710%	90,815.75	365,815.75
04/01/2018	-	-	89,839.50	89,839.50
10/01/2018	1,550,000.00	0.880%	89,839.50	1,639,839.50
04/01/2019	-	-	83,019.50	83,019.50
10/01/2019	1,900,000.00	1.020%	83,019.50	1,983,019.50
04/01/2020	-	-	73,329.50	73,329.50
10/01/2020	1,840,000.00	1.150%	73,329.50	1,913,329.50
04/01/2021	-	-	62,749.50	62,749.50
10/01/2021	1,805,000.00	1.350%	62,749.50	1,867,749.50
04/01/2022	-	-	50,565.75	50,565.75
10/01/2022	1,750,000.00	1.570%	50,565.75	1,800,565.75
04/01/2023	-	-	36,828.25	36,828.25
10/01/2023	890,000.00	1.770%	36,828.25	926,828.25
04/01/2024	-	-	28,951.75	28,951.75
10/01/2024	530,000.00	1.930%	28,951.75	558,951.75
04/01/2025	-	-	23,837.25	23,837.25
10/01/2025	515,000.00	2.070%	23,837.25	538,837.25
04/01/2026	-	-	18,507.00	18,507.00
10/01/2026	530,000.00	2.220%	18,507.00	548,507.00
04/01/2027	-	-	12,624.00	12,624.00
10/01/2027	540,000.00	2.320%	12,624.00	552,624.00
04/01/2028	-	-	6,360.00	6,360.00
10/01/2028	530,000.00	2.400%	6,360.00	536,360.00
Total	\$12,805,000.00	-	\$1,223,783.51	\$14,028,783.51

Yield Statistics

Bond Year Dollars	\$73,502.44
Average Life	5.740 Years
Average Coupon	1.6649562%
Net Interest Cost (NIC)	1.7694833%
True Interest Cost (TIC)	1.7642122%
Bond Yield for Arbitrage Purposes	1.6532640%
All Inclusive Cost (AIC)	1.6532640%
IRS Form 8038	
Net Interest Cost	1.6649562%
Weighted Average Maturity	5.740 Years

Dutchess County, New York

\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Debt Service Comparison

Date	Total P+I	Existing D/S	Net New D/S	Old Net D/S	Savings
12/31/2016	218,928.01	2,166,875.00	2,385,803.01	2,483,859.38	98,056.37
12/31/2017	456,631.50	2,147,500.00	2,604,131.50	2,701,531.26	97,399.76
12/31/2018	1,729,679.00	446,250.00	2,175,929.00	2,275,281.26	99,352.26
12/31/2019	2,066,039.00	-	2,066,039.00	2,165,281.26	99,242.26
12/31/2020	1,986,659.00	-	1,986,659.00	2,084,593.76	97,934.76
12/31/2021	1,930,499.00	-	1,930,499.00	2,028,468.76	97,969.76
12/31/2022	1,851,131.50	-	1,851,131.50	1,945,812.52	94,681.02
12/31/2023	963,656.50	-	963,656.50	1,062,687.52	99,031.02
12/31/2024	587,903.50	-	587,903.50	673,687.50	85,784.00
12/31/2025	562,674.50	-	562,674.50	650,312.50	87,638.00
12/31/2026	567,014.00	-	567,014.00	651,937.50	84,923.50
12/31/2027	565,248.00	-	565,248.00	652,500.00	87,252.00
12/31/2028	542,720.00	-	542,720.00	626,250.00	83,530.00
Total	\$14,028,783.51	\$4,760,625.00	\$18,789,408.51	\$20,002,203.22	\$1,212,794.71

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	1,098,424.32
Net PV Cashflow Savings @ 1.653%(AIC)	1,098,424.32
Contingency or Rounding Amount	4,624.12
Net Present Value Benefit	\$1,103,048.44
Net PV Benefit / \$11,800,000 Refunded Principal	9.348%
Net PV Benefit / \$12,805,000 Refunding Principal	8.614%

Refunding Bond Information

Refunding Dated Date	5/15/2016
Refunding Delivery Date	5/15/2016

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Escrow Fund Cashflow

Date	Principal	Rate	Interest	Receipts	Disbursements	Cash Balance
				0.88	-	0.88
05/15/2016	-	-	-	39,968.45	39,968.75	0.58
06/15/2016	38,616.00	0.270%	1,352.45	237,047.31	237,046.88	1.01
10/01/2016	213,161.00	0.370%	23,886.31	39,968.75	39,968.75	1.01
12/15/2016	31,949.00	0.470%	8,019.75	237,046.83	237,046.88	0.96
04/01/2017	205,075.00	0.510%	31,971.83	39,968.72	39,968.75	0.93
06/15/2017	32,037.00	0.560%	7,931.72	10,212,046.03	10,212,046.88	0.08
10/01/2017	10,180,994.00	0.610%	31,052.03	39,969.02	39,968.75	0.35
12/15/2017	32,127.00	0.660%	7,842.02	39,969.01	39,968.75	0.61
06/15/2018	32,233.00	0.750%	7,736.01	1,864,968.14	1,864,968.75	-
12/15/2018	1,857,353.00	0.820%	7,615.14			-
Total	\$12,623,545.00	-	\$127,407.26	\$12,750,953.14	\$12,750,953.14	-

Investment Parameters

Investment Model [PV, GIC, or Securities]	Securities
Default investment yield target	Bond Yield
	0.88
Cash Deposit	12,623,545.00
Cost of Investments Purchased with Bond Proceeds	\$12,623,545.88
Total Cost of Investments	\$12,435,852.38
Target Cost of Investments at bond yield	(187,693.50)
Actual positive or (negative) arbitrage	
Yield to Receipt	0.6613894%
Yield for Arbitrage Purposes	1.6532640%
State and Local Government Series (SLGS) rates for	2/25/2016

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Escrow Summary Cost

Maturity	Type	Coupon	Yield	\$ Price	Par Amount	Principal Cost	+Accrued Interest	= Total Cost
Escrow								
06/15/2016	SLGS-CI	0.270%	0.270%	100.00000000%	38,616	38,616.00	-	38,616.00
10/01/2016	SLGS-CI	0.370%	0.370%	100.00000000%	213,161	213,161.00	-	213,161.00
12/15/2016	SLGS-CI	0.470%	0.470%	100.00000000%	31,949	31,949.00	-	31,949.00
04/01/2017	SLGS-CI	0.510%	0.510%	100.00000000%	205,075	205,075.00	-	205,075.00
06/15/2017	SLGS-NT	0.560%	0.560%	100.00000000%	32,037	32,037.00	-	32,037.00
10/01/2017	SLGS-NT	0.610%	0.610%	100.00000000%	10,180,994	10,180,994.00	-	10,180,994.00
12/15/2017	SLGS-NT	0.660%	0.660%	100.00000000%	32,127	32,127.00	-	32,127.00
06/15/2018	SLGS-NT	0.750%	0.750%	100.00000000%	32,233	32,233.00	-	32,233.00
12/15/2018	SLGS-NT	0.820%	0.820%	100.00000000%	1,857,353	1,857,353.00	-	1,857,353.00
Subtotal					\$12,623,545	\$12,623,545.00	-	\$12,623,545.00
Total					\$12,623,545	\$12,623,545.00	-	\$12,623,545.00

Escrow

Cash Deposit	0.88
Cost of Investments Purchased with Bond Proceeds	12,623,545.00
Total Cost of Investments	\$12,623,545.88

Delivery Date

5/15/2016

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Primary Purpose Fund Proof Of Yield @ 0.6613894%

Date	Cashflow	PV Factor	Present Value	Cumulative PV
05/15/2016	-	1.0000000x	-	-
06/15/2016	39,968.45	0.9994499x	39,946.46	39,946.46
10/01/2016	237,047.31	0.9975086x	236,456.74	276,403.21
12/15/2016	39,968.75	0.9961557x	39,815.10	316,218.30
04/01/2017	237,046.83	0.9942208x	235,676.89	551,895.19
06/15/2017	39,968.72	0.9928723x	39,683.83	591,579.03
10/01/2017	10,212,046.03	0.9909438x	10,119,563.84	10,711,142.87
12/15/2017	39,969.02	0.9895997x	39,553.33	10,750,696.20
06/15/2018	39,969.01	0.9863380x	39,422.95	10,790,119.15
12/15/2018	1,864,968.14	0.9830870x	1,833,425.85	12,623,545.00
Total	\$12,750,952.26	-	\$12,623,545.00	-

Composition Of Initial Deposit

Cost of Investments Purchased with Bond Proceeds	12,623,545.00
Adjusted Cost of Investments	12,623,545.00

Dutchess County, New York**\$12,805,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Summary Of Bonds Refunded

Issue	Maturity	Type	of Bond	Coupon	Maturity Value	Call Date	Call Price
Dated 12/27/2007 Delivered 12/27/2007							
2007 Bonds	10/01/2018	Serial	Coupon	5.000%	1,275,000	10/01/2017	100.000%
2007 Bonds	10/01/2019	Serial	Coupon	5.000%	1,325,000	10/01/2017	100.000%
2007 Bonds	10/01/2020	Serial	Coupon	5.000%	1,325,000	10/01/2017	100.000%
2007 Bonds	10/01/2021	Serial	Coupon	5.000%	1,325,000	10/01/2017	100.000%
2007 Bonds	10/01/2022	Serial	Coupon	5.000%	1,325,000	10/01/2017	100.000%
2007 Bonds	10/01/2023	Serial	Coupon	4.125%	525,000	10/01/2017	100.000%
2007 Bonds	10/01/2024	Serial	Coupon	4.250%	550,000	10/01/2017	100.000%
2007 Bonds	10/01/2025	Serial	Coupon	4.250%	550,000	10/01/2017	100.000%
2007 Bonds	10/01/2026	Serial	Coupon	4.250%	575,000	10/01/2017	100.000%
2007 Bonds	10/01/2027	Serial	Coupon	4.375%	600,000	10/01/2017	100.000%
2007 Bonds	10/01/2028	Serial	Coupon	4.375%	600,000	10/01/2017	100.000%
Subtotal	-	-	-	-	\$9,975,000	-	-
Dated 12/18/2008 Delivered 12/18/2008							
2008 Bonds	12/15/2019	Serial	Coupon	4.125%	350,000	12/15/2018	100.000%
2008 Bonds	12/15/2020	Serial	Coupon	4.250%	350,000	12/15/2018	100.000%
2008 Bonds	12/15/2021	Serial	Coupon	4.375%	375,000	12/15/2018	100.000%
2008 Bonds	12/15/2022	Serial	Coupon	4.500%	375,000	12/15/2018	100.000%
2008 Bonds	12/15/2023	Serial	Coupon	4.625%	375,000	12/15/2018	100.000%
Subtotal	-	-	-	-	\$1,825,000	-	-
Total	-	-	-	-	\$11,800,000	-	-

Dutchess County, New York**\$10,750,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Debt Service Comparison

Date	Total P+I	Existing D/S	Net New D/S	Old Net D/S	Savings
12/31/2016	153,647.73	1,600,625.00	1,754,272.73	1,837,671.88	83,399.15
12/31/2017	389,721.50	1,575,000.00	1,964,721.50	2,049,093.76	84,372.26
12/31/2018	1,663,053.00	-	1,663,053.00	1,749,093.76	86,040.76
12/31/2019	1,649,765.00	-	1,649,765.00	1,735,343.76	85,578.76
12/31/2020	1,584,363.00	-	1,584,363.00	1,669,093.76	84,730.76
12/31/2021	1,517,573.00	-	1,517,573.00	1,602,843.76	85,270.76
12/31/2022	1,453,538.00	-	1,453,538.00	1,536,593.76	83,055.76
12/31/2023	587,107.50	-	587,107.50	670,343.76	83,236.26
12/31/2024	587,903.50	-	587,903.50	673,687.50	85,784.00
12/31/2025	562,674.50	-	562,674.50	650,312.50	87,638.00
12/31/2026	567,014.00	-	567,014.00	651,937.50	84,923.50
12/31/2027	565,248.00	-	565,248.00	652,500.00	87,252.00
12/31/2028	542,720.00	-	542,720.00	626,250.00	83,530.00
Total	\$11,824,328.73	\$3,175,625.00	\$14,999,953.73	\$16,104,765.70	\$1,104,811.97

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	1,000,701.58
Net PV Cashflow Savings @ 1.691%(AIC)	1,000,701.58
Contingency or Rounding Amount	2,317.95
Net Present Value Benefit	\$1,003,019.53
Net PV Benefit / \$9,975,000 Refunded Principal	10.055%
Net PV Benefit / \$10,750,000 Refunding Principal	9.330%

Refunding Bond Information

Refunding Dated Date	5/15/2016
Refunding Delivery Date	5/15/2016

Dutchess County, New York

\$27,000,000 Public Improvement (Serial) Bonds, 2007

Debt Service To Maturity And To Call

Date	Refunded Bonds	Refunded Interest	D/S To Call	Principal	Coupon	Interest	Refunded D/S
10/01/2016	-	237,046.88	237,046.88	-	5.000%	237,046.88	237,046.88
04/01/2017	-	237,046.88	237,046.88	-	-	237,046.88	237,046.88
10/01/2017	9,975,000.00	237,046.88	10,212,046.88	-	5.000%	237,046.88	237,046.88
04/01/2018	-	-	-	-	-	237,046.88	237,046.88
10/01/2018	-	-	-	1,275,000.00	5.000%	237,046.88	1,512,046.88
04/01/2019	-	-	-	-	-	205,171.88	205,171.88
10/01/2019	-	-	-	1,325,000.00	5.000%	205,171.88	1,530,171.88
04/01/2020	-	-	-	-	-	172,046.88	172,046.88
10/01/2020	-	-	-	1,325,000.00	5.000%	172,046.88	1,497,046.88
04/01/2021	-	-	-	-	-	138,921.88	138,921.88
10/01/2021	-	-	-	1,325,000.00	5.000%	138,921.88	1,463,921.88
04/01/2022	-	-	-	-	-	105,796.88	105,796.88
10/01/2022	-	-	-	1,325,000.00	5.000%	105,796.88	1,430,796.88
04/01/2023	-	-	-	-	-	72,671.88	72,671.88
10/01/2023	-	-	-	525,000.00	4.125%	72,671.88	597,671.88
04/01/2024	-	-	-	-	-	61,843.75	61,843.75
10/01/2024	-	-	-	550,000.00	4.250%	61,843.75	611,843.75
04/01/2025	-	-	-	-	-	50,156.25	50,156.25
10/01/2025	-	-	-	550,000.00	4.250%	50,156.25	600,156.25
04/01/2026	-	-	-	-	-	38,468.75	38,468.75
10/01/2026	-	-	-	575,000.00	4.250%	38,468.75	613,468.75
04/01/2027	-	-	-	-	-	26,250.00	26,250.00
10/01/2027	-	-	-	600,000.00	4.375%	26,250.00	626,250.00
04/01/2028	-	-	-	-	-	13,125.00	13,125.00
10/01/2028	-	-	-	600,000.00	4.375%	13,125.00	613,125.00
Total	\$9,975,000.00	\$711,140.64	\$10,686,140.64	\$9,975,000.00	-	\$2,954,140.70	\$12,929,140.70

Yield Statistics

Base date for Avg. Life & Avg. Coupon Calculation	5/15/2016
Average Life	6.290 Years
Average Coupon	4.6159421%
Weighted Average Maturity (Par Basis)	6.290 Years

Refunding Bond Information

Refunding Dated Date	5/15/2016
Refunding Delivery Date	5/15/2016

Dutchess County, New York**\$2,055,000 Public Improvement Refunding (Serial) Bonds, 2016**

Prevailing 'Aa' Rates plus 20 bps - 2.25.16

Debt Service Comparison

Date	Total P+I	Existing D/S	Net New D/S	Old Net D/S	Savings
12/31/2016	65,280.28	566,250.00	631,530.28	646,187.50	14,657.22
12/31/2017	66,910.00	572,500.00	639,410.00	652,437.50	13,027.50
12/31/2018	66,626.00	446,250.00	512,876.00	526,187.50	13,311.50
12/31/2019	416,274.00	-	416,274.00	429,937.50	13,663.50
12/31/2020	402,296.00	-	402,296.00	415,500.00	13,204.00
12/31/2021	412,926.00	-	412,926.00	425,625.00	12,699.00
12/31/2022	397,593.50	-	397,593.50	409,218.76	11,625.26
12/31/2023	376,549.00	-	376,549.00	392,343.76	15,794.76
Total	\$2,204,454.78	\$1,585,000.00	\$3,789,454.78	\$3,897,437.52	\$107,982.74

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	97,157.32
Net PV Cashflow Savings @ 1.426%(AIC)	97,157.32
Contingency or Rounding Amount	2,306.17
Net Present Value Benefit	\$99,463.49
Net PV Benefit / \$1,825,000 Refunded Principal	5.450%
Net PV Benefit / \$2,055,000 Refunding Principal	4.840%

Refunding Bond Information

Refunding Dated Date	5/15/2016
Refunding Delivery Date	5/15/2016

Dutchess County, New York**\$6,358,763 Public Improvement (Serial) Bonds, 2008****Debt Service To Maturity And To Call**

Date	Refunded Bonds	Refunded Interest	D/S To Call	Principal	Coupon	Interest	Refunded D/S
06/15/2016	-	39,968.75	39,968.75	-	-	39,968.75	39,968.75
12/15/2016	-	39,968.75	39,968.75	-	3.750%	39,968.75	39,968.75
06/15/2017	-	39,968.75	39,968.75	-	-	39,968.75	39,968.75
12/15/2017	-	39,968.75	39,968.75	-	5.000%	39,968.75	39,968.75
06/15/2018	-	39,968.75	39,968.75	-	-	39,968.75	39,968.75
12/15/2018	1,825,000.00	39,968.75	1,864,968.75	-	5.000%	39,968.75	39,968.75
06/15/2019	-	-	-	-	-	39,968.75	39,968.75
12/15/2019	-	-	-	350,000.00	4.125%	39,968.75	389,968.75
06/15/2020	-	-	-	-	-	32,750.00	32,750.00
12/15/2020	-	-	-	350,000.00	4.250%	32,750.00	382,750.00
06/15/2021	-	-	-	-	-	25,312.50	25,312.50
12/15/2021	-	-	-	375,000.00	4.375%	25,312.50	400,312.50
06/15/2022	-	-	-	-	-	17,109.38	17,109.38
12/15/2022	-	-	-	375,000.00	4.500%	17,109.38	392,109.38
06/15/2023	-	-	-	-	-	8,671.88	8,671.88
12/15/2023	-	-	-	375,000.00	4.625%	8,671.88	383,671.88
Total	\$1,825,000.00	\$239,812.50	\$2,064,812.50	\$1,825,000.00	-	\$487,437.52	\$2,312,437.52

Yield Statistics

Base date for Avg. Life & Avg. Coupon Calculation	5/15/2016
Average Life	5.624 Years
Average Coupon	4.4242442%
Weighted Average Maturity (Par Basis)	5.624 Years

Refunding Bond Information

Refunding Dated Date	5/15/2016
Refunding Delivery Date	5/15/2016

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on May 9, 2016, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 24 ayes and 0 noes, with 1 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on May 17, 2016, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

Southern Dutchess News

May 6, 2016

Poughkeepsie Journal

May 6, 2016

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice

Date of Posting

22 Market Street, 6th Floor, County Office Building
Poughkeepsie, NY 12601

May 6, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 10th day of May 2016.



Corie Morris

Clerk, County Legislature

APPROVED

M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 5/17/2016

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

Source of County Funds (check one): ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☒ Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: \$98,056 _____

Net County Cost (this year): \$0 _____
Over Five Years: \$0 _____

Additional Comments/Explanation:

Through this bond refunding, the county expects to realize savings in the range of \$1,000,000 - \$1,250,000 from 2016-2028, depending on the interest rate the bonds are sold at in the market.

Prepared by: Heidi Seelbach, Commissioner of Finance

Prepared On: 03/09/2016

MARCUS J. MOLINARO
COUNTY EXECUTIVE



JESSICA A. WHITE
BUDGET DIRECTOR

COUNTY OF DUTCHESS
BUDGET OFFICE

Memo

TO: Micki Strawinski, Minority Leader

FROM: Jessica White, Budget Director *JW*

DATE: April 11, 2016

RE: Bond Refunding

I am responding to your question asked at the Budget and Finance Committee meeting last Thursday, specifically- which capital projects were included in the bond reissues from 2007 and 2008? Below are the capital projects that are included in full or in part in the original 2007 and 2008 bonds which are being refunded. Please let me know if you have any further questions or concerns.

Capital Project	Capital Project Description
H0358	Emergency Response Training Room
H0359	Mental Hygiene Roof
H0368	2006 Cty Buildings & Building Reconstruction
H0371	2006 Preservation of Open Spaces
H0372	2006 Parks Plan
H0375	2007 Motor Vehicles
H0381	2007 DPW Highway Equipment
H0385	2007 Cty Roads & Bridges - CHIPS
H0387	2007 Eastern Dutchess Geothermal
H0398	Highway and Bridge Program 2008
H0400	Open Space - 2008
HC0395	DCC 2008 Lot B, Access Rd, Elevator

C: All Legislators
Carolyn Morris, Clerk of the Legislature

MARCUS J. MOLINARO
COUNTY EXECUTIVE



HEIDI SEELBACH
COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF FINANCE

Memo

TO: Francina Amparo, Assistant Minority Leader
FROM : Heidi Seelbach, Commissioner of Finance *HS*
DATE: April 13, 2016
RE: Bond Refunding

I am responding to your question pertaining to the refinancing of bonds. Specifically what the County will pay the investment banker who will handle the refinancing or whether there will be a premium to be paid. You also asked who the investment banker is.

Dutchess County has a contract with Capital Markets Financial Advisors who serves as our financial advisor. Capital Markets offers our bonds for sale in the bond market and Dutchess County usually receives between 6 to 12 offers from investment bankers to purchase our bonds. The bank offering the lowest true interest costs wins the bid and there is usually a premium offered as well. At this point we do not know who the investment bankers will be for the refunding we are considering. The projected savings analysis provided with the resolution includes all estimated costs of issuance including an underwriter's discount, financial advisors fees, bond counsel fees, S&P, escrow agent fees and verification services.

Please let me know if you have any further questions or concerns.

HS/gp

C: All Legislators
Carolyn Morris, Clerk of the Legislature

Morris, Carolyn

From: Seelbach, Heidi
Sent: Wednesday, May 04, 2016 8:49 AM
To: Strawinski, Micki
Cc: Truitt, Will; Washburn, Sandy; Sagliano, Don; Landisi, Jerry; Volkman, Scott; Forman, John; Borchert, Dale; Viggiano, Diana; Jeter-Jackson, Barbara; Horton, Marge; Rifenger, Ellen; Brendli, Craig; Flesland, Angela; Metzger, John D.; Morris, Carolyn; White, Jessica; Amparo, Francena; Pulver, Gregg; Volkman, Scott; Roman, Kenneth; Coviello, Marc; Miccio, James J.; Traudt, Benjamin; Rieser, Kari; Nesbitt, Ellen; Incoronato, Joseph; Black, Hannah; Granda, Elizabeth; Tyner, Joel; Bolner, Donna; Thomes, John; Surman, Alan; Wager, Leigh; CountyLegislature
Subject: RE: Bond Refunding

Micki,

Capital Market Advisors website is Capmark.org. They are the same company that prepared the financial plan for the City of Poughkeepsie.

Best,

Heidi

Heidi Seelbach
Commissioner of Finance
Dutchess County Department of Finance
22 Market Street
Poughkeepsie, NY 12601
Phone: (845) 486-2033 Fax: (845) 486-2198
Email: hseelbach@dutchessny.gov
www.dutchessny.gov

From: Micki Walsh-Strawinski [<mailto:mickiws7856@gmail.com>]
Sent: Tuesday, May 03, 2016 1:56 PM
To: Seelbach, Heidi
Cc: Truitt, Will; Washburn, Sandy; Sagliano, Don; Landisi, Jerry; Volkman, Scott; Forman, John; Borchert, Dale; Viggiano, Diana; Jeter-Jackson, Barbara; Horton, Marge; Rifenger, Ellen; Brendli, Craig; Flesland, Angela; Metzger, John D.; Morris, Carolyn; White, Jessica; Amparo, Francena; Pulver, Gregg; Volkman, Scott; Roman, Kenneth; Coviello, Marc; Miccio, James J.; Traudt, Benjamin; Rieser, Kari; Nesbitt, Ellen; Incoronato, Joseph; Black, Hannah; Granda, Elizabeth; Tyner, Joel; Bolner, Donna; Thomes, John; Surman, Alan; Wager, Leigh; CountyLegislature
Subject: Re: Bond Refunding

Does Capital Markets Advisors have a website? Is the same company that prepared the financial plan for City of Poughkeepsie?

Micki

On Apr 13, 2016 5:06 PM, "Seelbach, Heidi" <hseelbach@dutchessny.gov> wrote:

Call,

See attached response to a question regarding the bond refunding.

Best,

Heidi

Heidi Seelbach

Commissioner of Finance

Dutchess County Department of Finance

22 Market Street

Poughkeepsie, NY 12601

Phone: (845) 486-2033 Fax: (845) 486-2198

Email: hseelbach@dutchessny.gov

www.dutchessny.gov

Morris, Carolyn

From: White, Jessica
ent: Wednesday, April 27, 2016 10:04 AM
To: Black, Hannah
Cc: Morris, Carolyn; Seelbach, Heidi
Subject: RE: Capital Projects in Bond Refunding
Attachments: Bond Refunding.pdf

Hello Legislator Black,

Below in red are answers to your questions regarding the bond refunding as well as an attached memo from Commissioner Seelbach in response to similar questions from Legislator Amparo which I believe answers yours as well. Please contact me if you have any further questions or concerns, Commissioner Seelbach and myself will also be present at the Budget and Finance Committee meeting next week.

Regards,
Jess

Jessica White
Budget Director
Dutchess County Budget Office
22 Market Street
Poughkeepsie, NY 12601
Phone: 845-486-2010 Fax: 845-486-2021
Email: jwhite@dutchessny.gov

From: Black, Hannah
Sent: Tuesday, April 26, 2016 12:29 PM
To: White, Jessica <jwhite@dutchessny.gov>
Cc: Morris, Carolyn <cmorris@dutchessny.gov>
Subject: RE: Capital Projects in Bond Refunding

Good Afternoon, Jessica!

A constituent reached out to me with some follow up questions and concerns in regards to the bond refunding that will take place. I would like to provide him with answers to his questions. Can you provide me with the following information:

- Will there be an early retirement penalty fee?

No. The bonds are callable at this point and there will not be a fee.

If yes, then how much will this fee cost?

There is no early retirement fee.

-How much is the investment banker's fee for handling the transaction?

See attached memo

-Overall, will the costs associated with reissuing the bonds cost less than the 1.2 million dollars in projected savings?

See attached memo

I appreciate your help with this matter!

Thank you,

Hannah Black
Dutchess County Legislator
District 4
Town of Hyde Park

From: White, Jessica

Sent: Monday, April 11, 2016 4:23 PM

To: Strawinski, Micki

Cc: Amparo, Francena; Jeter-Jackson, Barbara; Black, Hannah; Bolner, Donna; Borchert, Dale; Brendli, Craig; Coviello, Marc; Flesland, Angela; 'Forman, John V.'; Tyner, Joel; Incoronato, Joseph; Landisi, Jerry; Horton, Marge; Metzger, John D.; Miccio, James J.; Nesbitt, Ellen; Pulver, Gregg; Rieser, Kari; Roman, Kenneth; Sagliano, Don; Surman, Alan; Thomes, John; Truitt, Will; Washburn, Sandy; Wager, Leigh; Morris, Carolyn

Subject: Capital Projects in Bond Refunding

Attached please find a memo which answers your question from committee meeting last week.

Regards,
Jess

Jessica White
Budget Director
Dutchess County Budget Office
22 Market Street
Poughkeepsie, NY 12601
Phone: 845-486-2010 Fax: 845-486-2021
Email: jwhite@dutchessny.gov

The foregoing Resolution No. 2016092, A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY, was offered for discussion only at the April 7, 2016, Budget, Finance, and Personnel Committee, and considered at the May 9, 2016, Board Meeting.

Discussion on Resolution No. 2016092 at that time proceeded as follows:

Legislator Tyner made a motion to amend the foregoing resolution as follows:

Change Section 12 to Section 13, Section 13 to Section 14, Section 14 to Section 15, and insert a new Section 11 as follows:

Section 11. The Commissioner of Finance shall communicate to all financial entities involved in the bond refunding that they are not to contribute more than \$100 in a given election cycle to any current county office holder or candidate for county office.

The foregoing amendment failed for lack of second.

Roll call vote at that time resulted as follows:

AYES: 24 Borchert, Miccio, Bolner, Strawinski, Black, Brendli, Coviello, Flesland, Forman, Horton, Incoronato, Jeter-Jackson, Landisi, Metzger, Nesbitt, Pulver, Rieser, Roman, Sagliano, Surman, Thomes, Truitt, Tyner, Washburn

NAYS: 0

ABSENT: 1 Amparo

Resolution adopted.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*	absent	
District 14 - Town of Wappinger	Amparo*		✓
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		
Present: <u>10</u>	Resolution: <u>✓</u>	Total : <u>8</u>	<u>2</u>
Absent: <u>2</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2016092 A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

Date: May 5, 2016

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion: ✓

Total :

Yes No

Abstentions:

Legislator Tyner made a motion to amend the foregoing resolution as follows:

Change Section 12 to Section 13, Section 13 to Section 14, Section 14 to Section 15, and insert a new Section 11 as follows:

Section 11. The Commissioner of Finance shall communicate to all financial entities involved in the bond refunding that they are not to contribute more than \$100 in a given election cycle to any current county office holder or candidate for county office.

The foregoing amendment failed for lack of second.

May 9, 2016

2016092

Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo	<i>absent</i>	
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 24
 Absent: 1
 Vacant: 0

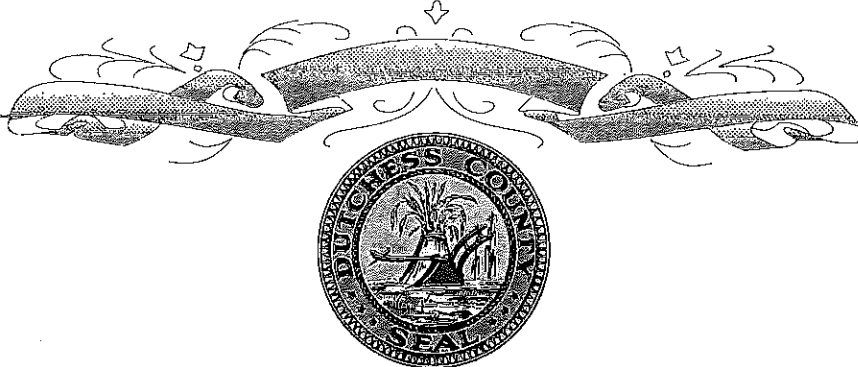
Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2016092 A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

Date: May 9, 2016

Dutchess County Legislature



Commendation: Stanford Fire Company

Legislator Pulver offers the following and move its adoption:

WHEREAS, whenever the alarm sounds, the Stanford Fire Company has sent its brave volunteers to protect the lives and properties of their neighbors and those of surrounding communities, and

WHEREAS, on March 10, 2016, a resident from a local veteran's home located in Stanfordville, New York, wandered away from the residence and the New York State Police responded and began their investigation into the missing Veteran, and the State Police contacted the Stanford Fire Company and requested assistance in establishing a Command Post to enable them to coordinate their search activities, and

WHEREAS, this Command Post was set up at the Stanford Firehouse and a base radio station for the State Police was piggybacked into the Fire Company's radio and antenna system to facilitate communication with field personnel, and

WHEREAS, in addition to the State Police's manpower, which was drawn from all around Troop K, their Aviation, Scuba, Boat, and K-9 teams, assistance was drawn from other agencies like the New York State Forest Rangers, Encon Officers, and volunteers from Dutchess County Fire Companies, and private search and rescue K-9 teams also responded to assist, and

WHEREAS, the Stanford Fire Company opened its doors to this request and hosted the Command Post and supplied breakfast, lunch, dinner, water, and other refreshments to the hundreds of searchers for this week-long search detail, and all of this in addition to its normal fire and rescue responses to emergency calls in the district, and

WHEREAS, the New York State Police Troop K Commander, Major Robin Benziger, after touring the Command Post and receiving reports from her incident commanders on the scene, expressed her sincere thanks for the unequalled hospitality and assistance that had been provided by the Stanford Fire Company, now, therefore, be it

RESOLVED, the Dutchess County Legislature does hereby extend its thanks to the Stanford Fire Company for its exceptional community service, and be it further

RESOLVED, that the Dutchess County Legislature on behalf of all the people of Dutchess County does hereby thank, commend, and congratulate the Stanford Fire Company for its peerless tradition of prompt and effective emergency response and extends its best wishes for all their future successful accomplishments.

STATE OF NEW YORK Resolution No. 2016093

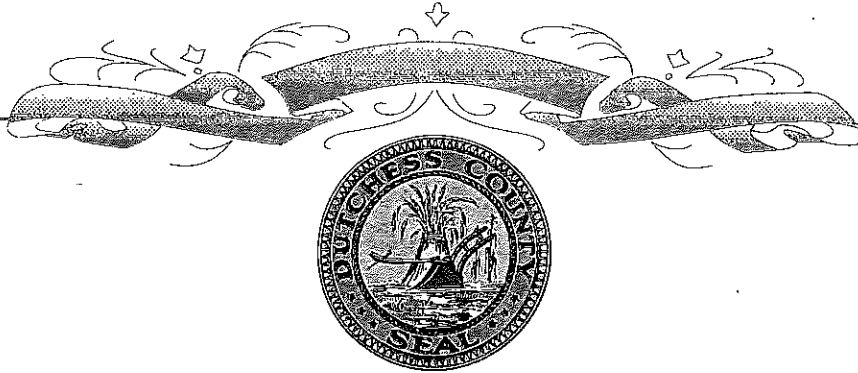
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Commendation: Forrest L. Cousens

Legislators Bolner, Borchert, and Brendli offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of individuals that enhance the quality of life in Dutchess County, and

WHEREAS, Forrest L. Cousens was born on April 2, 1924, in East Orange, New Jersey, and

WHEREAS, Forrest L. Cousens was drafted into the United States Army and served in WWII as part of the 75th Infantry, served in Atlantic & Pacific theaters, and fought in Battle of the Bulge, and earned the rank of Corporal, earned two Purple Hearts, and three Battle Stars, and

WHEREAS, Forrest L. Cousens moved to Poughkeepsie after WWII to attend Vassar College on the GI Bill long before the college went co-ed in 1969, and then went to work for IBM, and

WHEREAS, Forrest L. Cousens also served his community as an Alderman for the City of Poughkeepsie, and

WHEREAS, Forrest L. Cousens participated as a Veteran on the Hudson Valley Honor Flight Mission #11 on April 2, 2016, to honor service Veterans by bringing them to their respective memorials in Washington, D.C., now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, hereby extends its thanks to Forrest L. Cousens for his service to our Country with such valor and distinction, and, be it further

RESOLVED, that the Dutchess County Legislature, on behalf of all of the people of Dutchess County, does hereby commend and thank Forrest L. Cousens for his service to our Country, for his pioneering studies at Vassar College, and commitment to Poughkeepsie and Dutchess County since living here since WWII.

Resolution No. 2016094

STATE OF NEW YORK

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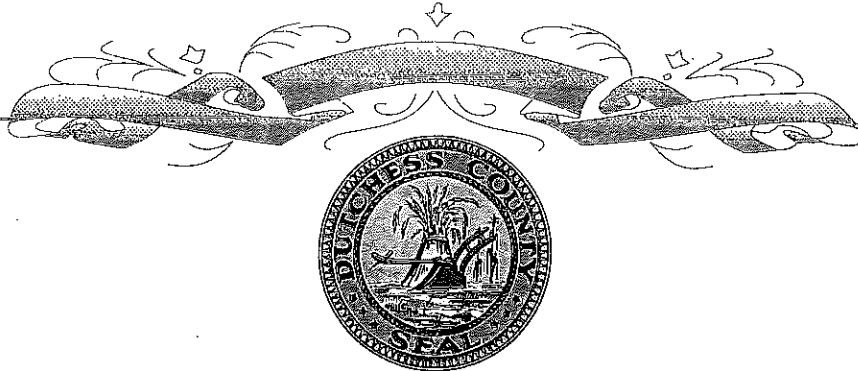
COUNTY OF DUTCHESS

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IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Commendation: Pine Plains Girls Varsity High School Basketball Team

Legislator Pulver offers the following and moves its adoption:

WHEREAS, the Pine Plains Girls Varsity High School Lady Bombers Basketball Team has completed an outstanding season (18-7), and

WHEREAS, the 2015/2016 Pine Plains Girls Varsity Basketball Team made it to the New York State Class C Championship game after advancing as the Class C Section 9 Champions, and

WHEREAS, the Pine Plains Girls Varsity High School Basketball Team established many personal and team accomplishments in the 2015-2016 season following their appearance in the Final Four Championship in 2015, now, therefore, be it

RESOLVED that the 2015-2016 Pine Plains Girls Varsity High School Basketball Team is hereby recognized for its outstanding accomplishments, and, be it further

RESOLVED that the Dutchess County Legislature, on behalf of the all the people of Dutchess County, hereby commends and congratulates the Pine Plains Girls Varsity High School's Basketball Team:

Ashley Starzyk
Frances Snyder
Michaela Lamont
Catherine Simmons
Jansen Ciampaglione

Haley Strang
Tia Fumasoli
Bella Starzyk
Alex McKenzie
Captain: Haleigh Funk

Head Coaches
Assistant Coaches

Rich Starzyk & Les Funk
Chris MacNeil & Tom Giorgio

,and be it further

RESOLVED that the Dutchess County Legislature does hereby extend to the Pine Plains Girls Varsity High School Basketball Team its best wishes in all its future endeavors.

STATE OF NEW YORK Resolution No. 2016095

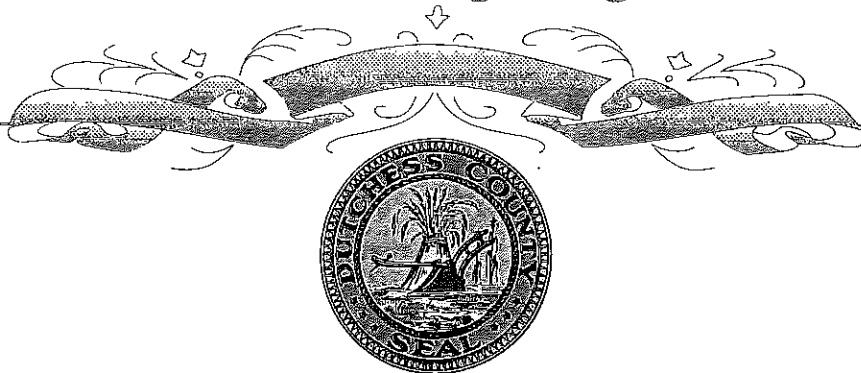
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COUNTY OF DUTCHESS

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IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Commendation: Samuel Noe

Legislator Metzger offers the following and moves its adoption:

WHEREAS, Samuel Noe is a member of Boy Scout Troop 86 and has obtained the rank of Eagle Scout, which he will be recognized for at a Court of Honor on April 24, 2016, and

WHEREAS, Samuel started his scouting career with Cub Scout Pack 127 and then joined Boy Scout Troop 86 which is sponsored by St. Denis Church, Hopewell Junction, New York, and

WHEREAS, Samuel Noe has demonstrated a commitment to the highest ideals of Scouting and to his community earning 37 Merit Badges while obtaining the rank of Eagle Scout, and

WHEREAS, Eagle Scout Samuel Noe has held the positions of Assistant Patrol Leader, Historian, Chaplain's Aide, Troop Guide, Assistant Senior Patrol Leader, and Senior Patrol Leader in his Troop, and

WHEREAS, Samuel's Eagle Scout Project was performed at Red Wing Park in Hopewell Junction, New York, where he restored (cleaned, painted, and stained) 38 picnic tables that are located throughout the park, and he also excavated a large, protruding root system located in the pavilion area and constructed a brick base and beautified the flag pole at Red Wing Park, and

WHEREAS, Samuel is a senior at Our Lady of Lourdes High School where he is a member of the swim team and chess club, and is a former altar server at St. Denis Church, a certified life guard at Red Wing Lake, and has performed 128 hours of community service, and

WHEREAS, in the fall Sam plans to attend SUNY Maritime College and study marine transportation, and he is also interested in participating in the Naval Reserve Officers' Training Corps (NROTC), now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate Eagle Scout Samuel Noe, and, be it further

RESOLVED, that the Dutchess County Legislature does hereby extend to Eagle Scout Samuel Noe its best wishes in all of his future endeavors.

Resolution No. 2016096

STATE OF NEW YORK

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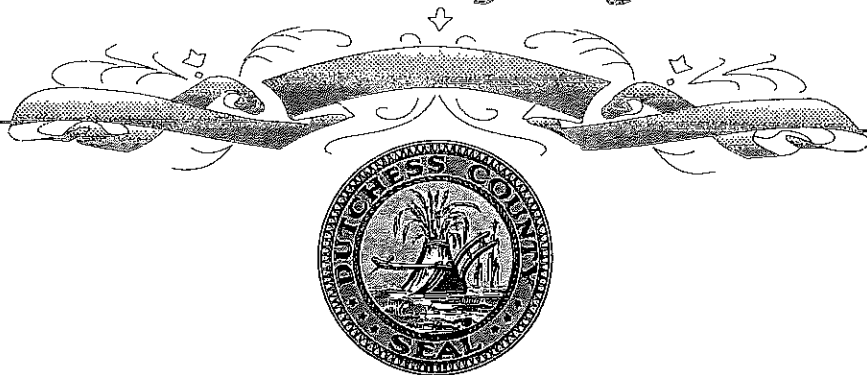
COUNTY OF DUTCHESS

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IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Condolence: Jennifer Bixby

The Dutchess County Legislature offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature has learned with profound sadness and regret of the recent death of Jennifer Bixby on March 4, 2016, at the age of 47, and

WHEREAS, Jennifer Bixby was born in Queens, New York, on June 15, 1968, and

WHEREAS, Jennifer graduated from Roy C. Ketcham High School in 1986 and went on to pursue her education earning an Associate's Degree in Liberal Arts and Humanities in 2001 from Dutchess Community College, a Bachelor's Degree in Social Work in 2003 from Marist College, and her Master's in Social Work in 2008 from Aldephi University, and

WHEREAS, Jennifer began her career with Dutchess County on July 14, 2003, with the Department of Social Services as a Social Welfare Worker, and on August 21, 2004, she was promoted to Case Manager I and then was promoted to Case Manager II on September 21, 2009, and

WHEREAS, Jennifer defined professionalism, care, and compassion to vulnerable individuals and served selflessly to help those in our community that were the most in need, and she enjoyed exercising and could often be seen riding her bicycle on the Rail Trail, and

WHEREAS, her passing will be mourned by her family, friends, and colleagues throughout Dutchess County, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Jennifer Bixby, and, be it further

RESOLVED, that the meeting of the Dutchess County Legislature be adjourned in memory of the late Jennifer Bixby.

Resolution No. 2016097
STATE OF NEW YORK

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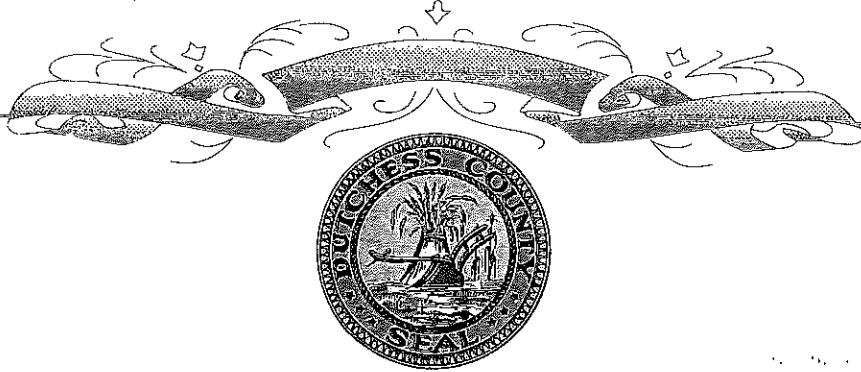
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Condolence: Daniel Hannigan, DVM

The Dutchess County Legislature offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature has learned with sadness and regret of the recent death of Daniel Hannigan, on March 24, 2016, at the age of 94, and

WHEREAS, Daniel Hannigan, the eldest of five children, was born on December 15, 1921, in Manhattan to the late John Patrick and Harriet Katzenstein Hannigan, and

WHEREAS, Dan proudly served his country during WWII in the United States Navy and flew POMs and PBVs during the war, he married his wife, Helene M. Hannigan, in 1944 who preceded him in 1999, he graduated from Cornell University in 1950 and went on to own and operate a successful veterinary practice in Wappingers Falls for 35 years, and

WHEREAS, Dr. Hannigan served as a Dutchess County Legislator from 1972 to 1980, he was Minority Leader for 4 years, and Chairman for 2 years, and while in the Legislature, he was instrumental in the development of Bowdoin Park, as well as working to put bike paths throughout the County, and he was appointed Trustee by then Governor Mario Cuomo, and eventually became Vice-Chairman of the Board of Trustees of Dutchess Community College, and

WHEREAS, Dr. Hannigan was a member of the advisory board of Marine Midland Bank of Southeast New York, was a former Chairman of the board of Grinnell Library in Wappingers Falls, former president of the Lions Club, member of the Chamber of Commerce, and former volunteer fireman with New Hackensack Fire Company, and he had also been a literacy volunteer and a hospice volunteer, and

WHEREAS, his passing will be mourned by his family, friends, and colleagues throughout Dutchess County, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Daniel Hannigan, and, be it further

RESOLVED, that the meeting of the Dutchess County Legislature be adjourned in memory of the late Daniel Hannigan.

STATE OF NEW YORK Resolution No. 2016098

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of April 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of April 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

On motion by Legislator Bolner, duly seconded by Legislator Miccio and carried, the Rules were suspended to allow the public to address the Legislature on agenda and non-agenda items.

Vicky Perry, Red Hook resident and former Board of Election employee, spoke in opposition to the reappointment of Marco Caviglia as Commissioner of Elections.

Debra Daniels, retired employee of Board of Elections, spoke in opposition to the reappointment of Marco Caviglia as Commissioner of Elections.

Susan Tooker, member of the Democratic Committee, spoke in favor of the reappointment of Marco Caviglia as Commissioner of Elections.

Jasmine Vazquez, former Election Specialist of the Board of Elections, spoke in opposition to the reappointment of Marco Caviglia as Commissioner of Elections.

Michael Dupree, Hyde Park, spoke in favor of the reappointment of Marco Caviglia as Commissioner of Elections.

Diane Nash, Hyde Park resident and Board of Elections employee, spoke in favor of the reappointment of Marco Caviglia as Commissioner of Elections.

Marco Caviglia, Commissioner of Board of Elections, spoke regarding the number of hours he works and defended his position as Commissioner.

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, spoke regarding consolidation of services for police department throughout the county.

No one else wishing to speak, on motion by Legislator Bolner, duly seconded by Legislator Pulver and carried, the Regular Order of Business was resumed.

There being no further business, the Chairman adjourned the meeting at 8:34 p.m. in memory of Jennifer Bixby and Daniel Hannigan, DVM.